

JOURNAL

of the

SENATE OF THE

TWENTY - FIRST LEGISLATURE

of the

STATE OF HAWAII

Regular Session of 2001

Convened Wednesday, January 17, 2001
Adjourned Thursday, May 3, 2001

OFFICERS OF THE SENATE

President

HONORABLE ROBERT BUNDA Honolulu, Hawaii

Vice President

HONORABLE COLLEEN HANABUSA..... Honolulu, Hawaii

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PAUL T. KAWAGUCHI Honolulu, Hawaii

Assistant Clerk

CAROL T. TANIGUCHI Honolulu, Hawaii

Sergeant at Arms

BIENVENIDO C. VILLAFLORES..... Honolulu, Hawaii

Assistant Sergeant at Arms

ABRAHAM PACHECO..... Honolulu, Hawaii

LIST OF MEMBERS
of the
SENATE OF THE TWENTY-FIRST LEGISLATURE
of the
STATE OF HAWAII

DISTRICT	NAME	ADDRESS
First	INOUE, LORRAINE R. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Second	MATSUURA, DAVID M. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Third	KOKUBUN, RUSSELL S. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Fourth	BUEN, JAN YAGI (D)	The Senate State Capitol Honolulu, Hawaii 96813
Fifth	ENGLISH, J. KALANI (D)	The Senate State Capitol Honolulu, Hawaii 96813
Sixth	CHUMBLEY, AVERY B. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Seventh	CHUN, JONATHAN (D)	The Senate State Capitol Honolulu, Hawaii 96813
Eighth	SLOM, SAM (R)	The Senate State Capitol Honolulu, Hawaii 96813
Ninth	MATSUNAGA, MATT (D)	The Senate State Capitol Honolulu, Hawaii 96813
Tenth	IHARA, JR., LES (D)	The Senate State Capitol Honolulu, Hawaii 96813
Eleventh	TANIGUCHI, BRIAN T. (D)	The Senate State Capitol Honolulu, Hawaii 96813

DISTRICT	NAME	ADDRESS
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Fourteenth	CHUN OAKLAND, SUZANNE (D)	The Senate State Capitol Honolulu, Hawaii 96813
Fifteenth	KIM, DONNA MERCADO (D)	The Senate State Capitol Honolulu, Hawaii 96813
Sixteenth	SAKAMOTO, NORMAN (D)	The Senate State Capitol Honolulu, Hawaii 96813
Seventeenth	IGE, DAVID (D)	The Senate State Capitol Honolulu, Hawaii 96813
Eighteenth	MENOR, RON (D)	The Senate State Capitol Honolulu, Hawaii 96813
Nineteenth	KAWAMOTO, CAL (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twentieth	KANNO, BRIAN (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-First	HANABUSA, COLLEEN (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-Second	BUNDA, ROBERT (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-Third	NAKATA, BOB (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-Fourth	HOGUE, BOB (R)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-Fifth	HEMMINGS, FRED (R)	The Senate State Capitol Honolulu, Hawaii 96813

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Senator Colleen Hanabusa
Senator Cal Kawamoto
Senator Russell S. Kokubun

Senator David M. Matsuura
Senator Bob Hogue

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Senator Matt Matsunaga, Vice Chair

Senator Avery B. Chumbley
Senator J. Kalani English
Senator Donna Mercado Kim

Senator Rod Tam
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Senator Matt Matsunaga
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Senator Les Ihara, Jr.
Senator Russell S. Kokubun

Senator Matt Matsunaga
Senator Bob Nakata
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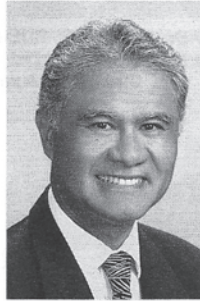
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Senator Jonathan Chun
Senator Suzanne Chun Oakland
Senator J. Kalani English
Senator David Ige
Senator Lorraine R. Inouye

Senator Cal Kawamoto
Senator Donna Mercado Kim
Senator Norman Sakamoto
Senator Rod Tam
Senator Fred Hemmings
Senator Sam Slom

**MEMBERS OF THE SENATE
TWENTY – FIRST LEGISLATURE
STATE OF HAWAII
REGULAR SESSION OF 2001**



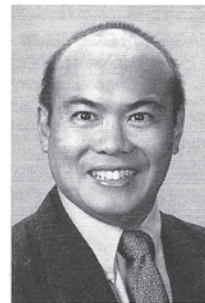
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22nd Senatorial District
President



COLLEEN HANABUSA
21st Senatorial District
Vice President



CAL KAWAMOTO
19th Senatorial District
Majority Leader
Chair: Transportation, Military Affairs,
and Government Operations



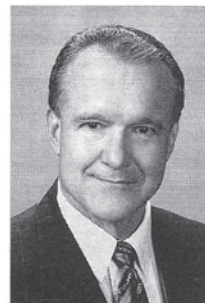
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7th Senatorial District
Majority Leader
Chair: Hawaiian Affairs



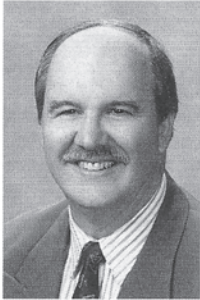
J. KALANI ENGLISH
5th Senatorial District
Majority Floor Leader



SAM SLOM
8th Senatorial District
Minority Leader



FRED HEMMINGS
25th Senatorial District
Minority Floor Leader



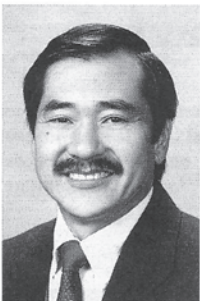
BOB HOGUE
24th Senatorial District
Minority Policy Leader



JAN YAGI BUEN
4th Senatorial District
Chair: Agriculture



RON MENOR
18th Senatorial District
Chair: Commerce, Consumer
Protection and Housing



ROD TAM
13th Senatorial District
Chair: Economic
Development and Technology



NORMAN SAKAMOTO
16th Senatorial District
Chair: Education



DAVID M. MATSUURA
2nd Senatorial District
Chair: Health and
Human Services



BRIAN KANNO
20th Senatorial District
Chair: Judiciary



BOB NAKATA
23rd Senatorial District
Chair: Labor



DONNA MERCADO KIM
15th Senatorial District
Chair: Tourism and
Intergovernmental Affairs



LORRAINE R. INOUE
1st Senatorial District
Chair: Water, Land,
Energy, and Environment



BRIAN T. TANIGUCHI
11th Senatorial District
Chair: Ways and Means



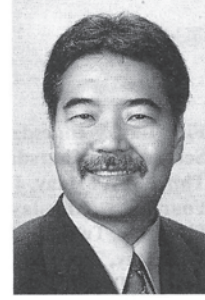
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6th Senatorial District



SUZANNE CHUN OAKLAND
14th Senatorial District



CAROL FUKUNAGA
12th Senatorial District



DAVID IGE
17th Senatorial District



LES IHARA, JR.
10th Senatorial District



RUSSELL S. KOKUBUN
3rd Senatorial District



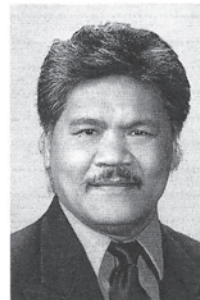
MATT MATSUNAGA
9th Senatorial District



PAUL T. KAWAGUCHI
Clerk



CAROL T. TANIGUCHI
Assistant Clerk



BIENVENIDO C. VILLAFLORES
Sergeant at Arms



ABRAHAM PACHECO
Assistant Sergeant at Arms

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Note: . In accordance with Article III, Section 10, of the Constitution of the State of Hawaii, the mandatory (five days) recess was held on February 22, 23, 26, 27 and 28, 2001; other recesses were held on January 24, March 5, 7, 30, April 9, 11, 17, 30, and May 2, 2001.

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THE
 TWENTY-FIRST LEGISLATURE
 STATE OF HAWAII
 REGULAR SESSION OF 2001
 JOURNAL OF THE SENATE

FIRST DAY

Wednesday, January 17, 2001

In accordance with the provisions of Section 10 of Article III of the Constitution of the State of Hawaii, the Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, was called to order at 10:02 o'clock a.m., by the Honorable Lorraine R. Inouye, Temporary Chair of the Senate.

At this time, the members of the Senate and guests rose to sing the National Anthem and "Hawaii Pono'i" led by Mr. Afatia Thompson and Mr. Avion Weaver.

The Divine Blessing was then invoked by the Reverend Norman Okasako, Senior Pastor, Mililani Missionary Church, who was escorted to the rostrum by Senators Fukunaga, Menor and Hogue.

Nominations now being in order for a temporary clerk, Senator Kim nominated Paul T. Kawaguchi, seconded by Senator Slom.

Senator Tam moved that the nominations be closed, seconded by Senator Chun Oakland and carried.

The Chair declared Paul T. Kawaguchi as Temporary Clerk of the Senate.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 1, dated December 8, 2000, informing the Senate that he appointed Russell S. Kokubun to the Senate, effective December 8, 2000, to fill the vacancy created by the resignation of Andrew Levin from the State Senate, Third Senatorial District, and pursuant to Section 17-3, HRS, Mr. Kokubun's term will expire on General Election Day of 2002, was read by the Clerk and was referred to the Committee on Credentials.

Senator Hanabusa then moved that a committee of three Senators be appointed by the Chair as a Committee on Credentials to examine the certificates of election of the newly elected members of the Senate and to submit a report of its findings to the Senate, second by Senator Ihara and carried.

The Chair thereupon appointed Senators Buen, Chun and Kawamoto to serve on such committee.

At 10:13 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:15 o'clock a.m.

SPECIAL COMMITTEE REPORT

Senator Buen, for the Committee on Credentials, presented a report (Spec. Com. Rep. No. 1) as follows:

"The Honorable Lorraine R. Inouye
 Temporary Chair of the Senate
 The Twenty-first State Legislature
 State Capitol
 Honolulu, Hawaii 96813

Dear Chair Inouye:

Your Committee on Credentials begs leave to report that it has examined the Certificates of Election of the Senate of the Twenty-first Legislature of the State of Hawaii, Regular Session of 2001, and finds that the following persons have been legally elected and are fully qualified to sit as members of the Senate.

The newly elected Senators whose respective terms of office will expire on November 5, 2002 are:

Second Senatorial District

David M. Matsuura

Fifth Senatorial District

J. Kalani English

Eighth Senatorial District

Sam Slom

Ninth Senatorial District

Matthew Matsunaga

Eleventh Senatorial District

Brian T. Taniguchi

Twelfth Senatorial District

Carol Fukunaga

Fourteenth Senatorial District

Suzanne Chun Oakland

Fifteenth Senatorial District

Donna Mercado Kim

Sixteenth Senatorial District

Norman Sakamoto

Eighteenth Senatorial District

Ron Menor

Twentieth Senatorial District

Brian Kanno

Twenty-fourth Senatorial District

Bob Hogue

Twenty-fifth Senatorial District

Fred Hemmings

Your Committee on Credentials further reports that it has received Governor's Message No. 1 and has examined the credentials of the Honorable Russell S. Kokubun and finds that he is fully qualified to fill the vacancy in the Senate, Third District, created by the resignation of Senator Andrew Levin for the Twenty-first Legislature of the State of Hawaii, Regular Session of 2001, whose term of office will expire on November 5, 2002.

Respectfully submitted,

/s/Jan Yagi Buen

/s/Jonathan Chun

/s/Cal Kawamoto"

Senator Taniguchi moved that Special Committee Report No.1 be adopted, seconded by Senator Chumbley and carried.

The Committee on Credentials was thereupon discharged with thanks.

The Chair, at this time, appointed Senators Ige, Hanabusa and Nakata to escort Chief Justice Ronald T.Y. Moon of the Hawaii State Supreme Court to the rostrum to administer the oath of office to the newly elected members of the Senate.

The Senators escorted Chief Justice Moon to the rostrum and were thereupon discharged with thanks.

Chief Justice Moon administered the oath of office to the newly elected members of the Senate who were standing at their respective desks.

The Roll was then called by the Temporary Clerk showing all Senators present.

Nominations for officers of the Senate being next in order, Senator Sakamoto placed in nomination the name of Senator Robert Bunda for President of the Senate, seconded by Senator Menor.

Senator Kanno moved that the nominations be closed, seconded by Senator Matsuura.

The motion to close the nominations was then put by the Chair and carried and the Temporary Clerk was directed to cast a ballot for Senator Robert Bunda as President of the Senate.

The ballot having been so cast, Senator Robert Bunda was declared elected President of the Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001.

The Chair then appointed Senators Kim, Matsuura, Sakamoto, Taniguchi and Slom to escort the President to the rostrum and the President addressed the members of the Senate and guests as follows:

"Governor Cayetano, Lieutenant Governor Hirono, Chief Justice Moon, Congressman Abercrombie, Governor Waihee,

Mayor Harris, Mayor Kim, Mayor Kusaka, Mayor Apana, distinguished guests, fellow Senators, and friends – Aloha and Welcome!

"I first want to thank my colleagues for the very great privilege and challenge of being chosen to lead this State Senate. I am honored and I am humbled by your vote of confidence in me. As we open this Twenty-First Legislative Session here in Hawaii, the world marks the beginning of the twenty-first century and the third millennium. This is indeed a time for great expectations and hope for the future. It is also a time of great change and great affirmation.

"Change can be a very positive force in politics – as it is in our everyday lives. It can also be a frightening thing – sometimes uncomfortable and disorienting. However, make no mistake about this certainty . . . things change. In order for truly effective change to take place here in the Senate, we need to work collaboratively with one another and make decisions based on fact, reason and hope.

"Mahatma Gandhi said it well: 'We must be the change we wish to see in the world.' We are all mirrors of one another and the actions we take as legislators should reflect the consciousness of the people – people who want the actions of their elected leaders to reflect what they are truly feeling. Change is the message that voters made very clear last November. Perhaps we need to change the way we listen to that message. Winston Churchill once said, 'You can have 10,000 regulations and still not have respect for the law.' We need to restore public confidence by our actions and take steps to restore government to its highest purpose – and that is to enact laws and resolutions that will do the greatest good for the greatest number of people.

"For us in Hawaii, we are at the beginning of what looks like an economic recovery, but we have been warned that this could be fleeting and short-lived. No matter how small or wide the window of opportunity, we need to take advantage of it. We need to sustain and improve upon what we have in order to continue our social, economic and educational growth. We must further develop Hawaii's image as a clean, healthy and culturally attractive place that is technologically geared to do business with any part of the world.

"A large part of this means changing our own government systems to make sure these reflect the latest technology and managerial skills to serve our local public and business community. I commend the administration and all it has done in the past several years to promote high-tech business development. Teaming with the University of Hawaii and the business sector, they have made enormous strides to create a climate of entrepreneurship by nurturing technology based business ventures in Hawaii. We must also strive to ensure that government is prepared with the 21st century technology and personnel skills that will enable us to serve the public properly in the new millennium.

"There are those who say that our main problem is a backlog of budget items – items that will quickly absorb whatever additional revenues there might be. There are far too many areas in need of remedial funding, not to mention funding to meet Felix-related requirements in special education, public worker contracts, long term care, school repair and maintenance, health and human services programs – and the list goes on. We need to look beyond just the money and examine chronic problems within the system. Why does a school have to wait three years to get air conditioning units installed? Why is it taking so long to develop a working definition of a student entitled to special services under the Felix Consent Decree? Why don't projects designed to reduce obviously dangerous

conditions – and save lives on our highways – take priority over programs to reduce traffic congestion? Why have we failed to cover the actual cost of care to the hospitals and long-term care providers who minister to our ill and elderly? Why do some of these same complaints and problems come before us again and again, year after year? Somewhere along the way, there is a dysfunction in the system. We are spending our time attempting to fix the results and not the causes. This we need to change!

“We must build our current sources of revenue as we explore future sources. A more diversified tourist industry means a stronger tourism economy. If one type of visitor business declines, others should continue unaffected. The Legislature did the right thing two years ago in establishing a tourism authority with sufficient dollars to do this type of strategic promotion. Its marketing efforts have helped establish new visitor numbers from the mainland to offset declining Asian visitors. It has shifted our focus to visitor expenditures and length of stay instead of yearly head counts, and it has sought longer-term contracts for major professional sports events, particularly those that will be on national television in the winter. Obviously, we would have a better chance with several healthy segments – so if one goes down, others keep pumping.

“Eco-tourism can provide for greater diversification of our tourism industry and increased protection of our environment as well. Internationally, coral reef systems provide millions of jobs and billions of dollars each year in tourism. In Hawaii, gross revenue from the single, half-square mile coral reef reserve that is Haunauma Bay has been estimated at more than \$8.6 million a year. We have the potential for developing more natural areas like Haunauma Bay that promote tourism and protect our natural resources through preservation and conservation management. I have been working with the community in my own district for more than a year in an attempt to increase the level of protection for the marine life at Shark’s Cove on the North Shore. While there is resistance to imposing restrictions on unlimited access to the ocean’s resources, it will take a change in our attitude towards the protection of our environment to open our eyes to the long term benefits we can reap on all levels. The problem also exists inland where the recent closure of the Manoa Falls Trail to commercial operators is further evidence of our need for a shift in attitude towards finding the best management practices. We must protect the natural beauty of our land while still allowing us to share the experience with visitors.

“We should re-examine the establishment of a Port Authority for the purpose of building up our harbor facilities beyond its present limits and make them more tourist friendly. We need to support the Convention Center as the core of yet another important segment of tourism, one which needs to be cultivated and broadened as it brings many first time visitors to Hawaii. Health and wellness tourism is yet another way of capitalizing on Hawaii’s year round climate. It invites a stronger partnership with the John Burns School of Medicine in its quest to establish itself as a premier health research and resource facility in the world.

“While tourism is of vital importance to our economy, we need to continue to look at other possibilities for diversification to sustain long-term growth. Agriculture remains an important part of our economic future in spite of the loss of sugar and decline in pineapple production. We have seen steady gains in the amount of locally grown produce for both export and local consumption. Aquaculture has proven its potential through significant growth over recent years and now mariculture, the seeding and harvesting of ocean stock, has shown early promise of becoming a viable industry. All of these components lend

stability to our economic picture as it reduces our dependence on tourism.

“Government also has to deal with certain fundamental social commitments with respect to our people and the quality of life they deserve. Primary among those beliefs has to be this: How we provide for our kupuna and chronically ill is a reflection of the respect and compassion we have for them. It is a measure of our dignity as a society – and, quite frankly, we do not measure up as well as we should. Our long-term care system is fragmented and uncoordinated – a hodgepodge of separate programs that are often redundant, sometimes even at odds or in competition with one another. We need to consolidate our long term care resources and implement a seamless, completely integrated long term care continuum – one that will assure the highest quality of care, the most appropriate level of care . . . and a fair reimbursement for the actual cost of care. At the same time, we must do all we can to stimulate and encourage enrollment in long term care insurance plans and shift the proportionate burden of financing away from government toward a more reasonable public-private balance. If not, the current system – already fragile – will collapse under the weight of us, the Baby Boomers, as we progress into our golden years.

“Another issue on the table is the funding of raises for our public work force. Some unions have already won pay raises via arbitration; some others are still in negotiations. We have contracts that have been agreed to – or do we? Funds for public worker contract agreements are absent from the Governor’s budget. If we are to fund collective bargaining contracts, we will need to take it from some other existing or proposed program. Governor Cayetano is also saying that we need not fund some of these contracts because negotiators can be sent back to the bargaining table. Well . . . let me tell you . . . if we want to restore public confidence in government, we should find the means to live up to our end of the bargain.

“While government needs to work at restoring public confidence in our approach to law making, the public has an obligation to support or oppose those decisions that are inconsistent with their own priorities. A good example is the value we place on our public school teachers. There is no other public employee that has as much of an impact on our children, and therefore our future, as do teachers. In some cultures teachers are revered and recognized for their importance in shaping the minds and morals of the young. Why, then, do we fail them as a group by failing to give them adequate tools and resources to do their job? We are not talking about just salary increases but moral support in the form of advocacy from the administration, from the union and from us, those elected to carry the public’s message to the Capitol. By a margin of two to one, the public supports a salary increase for teachers, above and beyond the State’s offer to date. A salary increase to the teachers has more than just fiscal implications – it will be an indication of how we have prioritized our agenda for the future.

“Today we have as a guest in our Chambers an example of an outstanding teacher – a teacher whose students say he has the ability to turn complicated science concepts into lessons they can understand. Mr. Derek Minakami, a physics teacher at Kailua High School, was named the 2001 Hawaii State Teacher of the Year and was recently named one of four finalists for the National Teacher of the Year to be announced by President Bush in April. As Derek says, it is the ‘people element’ that is at the core of teaching. Derek, will you please stand and be recognized by the Hawaii State Senate. (Mr. Minakami, who was seated on the Senate Floor, rose to be recognized.)

“Now . . . what do we need to do to make sure that there will be more Derek Minakamis in Hawaii’s future? The answer is,

by placing the proper emphasis on the critical importance of good teachers to our public school system. The demand for qualified special education teachers, and the difficulty we have in recruiting them, is a wake up call for all of us. The solutions are there. To implement them, we in the Senate need to support an agenda for change that will emerge from this Legislative Session.

"Also of vital importance to the health and welfare of our children in school is the condition of the schools themselves. Governor Cayetano has proposed spending \$50 million a year over the biennium on school repair and maintenance. On the surface, this is an impressive amount. However, our latest estimates indicate that we are facing a staggering \$640 million backlog of repair and maintenance projects. At a rate of \$50 million a year, it would take us almost 13 years to address the backlog – and that won't even take care of the new projects that would arise during that period.

"I believe we need to make a greater commitment to providing a safe learning environment for our children. Therefore, I have proposed to the Way and Means Chair that we double the Governor's budgeted amount to \$100 million a year.

"Every school – in every community – across our State will benefit from this funding. And I say to my colleagues, every one of your districts will benefit from this funding. Every year, just about every Legislator says education is their highest priority. Today, I ask each of you to join me in a pledge that we will fund this \$100 million a year for school repair and maintenance. To the people, I say this is the commitment and pledge of your Legislators, your Senators. Know that when the Session ends, our commitment to our children's education will not be in doubt.

"In fact, when the Session ends, our capacity for change will have been clearly demonstrated. Only then can we hope to restore public confidence in our ability to provide the leadership people have a right to expect.

"In conclusion, I would like to share a lesson I learned this year, which really saved my life. I would not be standing here today if earlier this year I hadn't listened to my gut instincts, listened to my body, and then did something about it. That 'something' was a quadruple coronary bypass. I thank you – Dr. Nakamura, Dr. Kobayashi, and Dr. Makino. (Dr. Nakamura, Dr. Kobayashi, and Dr. Makino rose to be recognized.) Thank you for taking the time out of your busy schedule to be with us today. Most of all, thank you for making it possible for me to be able to count on many more years with the most important people in my life – my wife, Gail; my daughter, Ashley; and my two sons, Robson and JR. (The President's family then rose to be recognized.)

"And so to my fellow Senators, my friends, to all of you out there, as we proceed along the path of legislative review and analysis this year, I would leave you with this same message – pay attention when something doesn't 'feel right,' listen to your instincts, listen to your constituents and supporters, and then do something about it.

"Mahalo and thank you."

Senator Slom, Minority Leader of the Senate, then responded as follows:

"Mr. President, colleagues, Governor and Mrs. Cayetano, Lt. Governor Hirono, Mr. Chief Justice, our Congressional delegation, our Mayors, Federal Trade Commissioner Orson Swindle, distinguished guests, friends, and family – Aloha!

"I am honored and privileged today to present comments reflecting positions of your Minority – the emerging Republican Majority in the Senate – for the upcoming 2001 Legislative Session on behalf of Floor Leader Fred Hemmings, Policy Leader Bob Hogue, and myself – your three amigos. (Laughter.)

"Our citizens in the gallery – at work, in school, and in their homes – have waited patiently for their Legislators, especially their Senators, to achieve meaningful changes and results, not based on partisanship but on fundamental principles. We have not served them well in the past, but we will in the future, and we promise today to depart from 'business as usual.'

"Mr. President, you said that change is inevitable – an effective change – and we pledge our support for that effective change.

"Hawaii requires revolutionary change – out of the box thinking – based on moral principle, not rhetoric or political strategy designed to benefit a chosen few. Some politicians describe their spending plans as 'visionary,' but the public often views them more accurately as 'delusional.'

"We, however, are optimistic, we're positive, we're determined, and we're energetic to bring about the long delayed change so needed in Hawaii. Many colleagues share our goal. Mr. President, we are not the 'loyal opposition.' Our loyalty is to positive leadership in this State. We extend our friendship, our support, and our willingness to work openly and diligently to our Senate leadership, to the House, to our Governor, and all of Hawaii's residents. We seek broad citizen inclusion in the marketplace of ideas.

"We will agree – and we will disagree – during this Session on issues that come before us. But we will do our best to honestly highlight options, alternatives, and, ultimately, solutions to challenges facing Hawaii. We do not desire to deal in personalities, only in issues impacting us all.

"Our approach and philosophy, however, is different from the failed policies, parties, and promises of the past, and our voices will be strong in advocating a 'new' economy – built by consumers, the working men and women of Hawaii, not politicians – that preserves sound principles of thrift, investment, rationality and accountability.

"By background and experience, we are result-oriented and goal-driven. We want Hawaii to succeed. We are business-experienced, while understanding that compassion and sensitivity are not mutually exclusive to a moral free market of competitive economic principles. However, there is a bottom line. Ignoring it invites fiscal irresponsibility and more unkept or delayed promises for our neediest citizens.

"Remembering what was precisely said and promised is neither a 'personal attack' nor blame, but acceptance of responsibility for what must be done. If an individual lawmaker, a legislative body, a cabinet official, or a Governor makes a promise to teachers, Native Hawaiians, union members, environmentalists, small businesses, or special education children and their families, we must keep our promises to each and every one.

"We won't gamble with our economic future; we'll work and invest for it. Hawaii is blessed with a preponderance of able, creative, skilled, qualified individuals – and this is our greatest resource.

"We have allowed too many residents to leave, punishing their risk-taking and taxing their success. We need to release

their creative energy and provide incentives for merit and for accomplishment here in Hawaii.

"Our legislative agenda for 2001 is simple. It's a pyramid based on three major points:

- (1) Immediate and measurable economic improvement for all of our citizens starting with the long overdue elimination of the cruel taxation of food, healthcare and rents – a Republican proposal for more than 40 years. This proposal, stalled till now but supported overwhelmingly by the public we serve, will pass. We advocate more income remaining with families and businesses earning that income, and oppose tax and fee increases. The economy has not 'turned around' for everyone, and continuing layoffs, bankruptcies and foreclosures give grim testimony to the fact that we must change our economic climate. We have already specified cut items in the budget that are duplicative, wasteful, and non-productive to end the spiral of escalating non-priority costs allowing us to spend more money for basic human needs;
- (2) Autonomy for our public schools and teachers through our 10-point, effective, action initiative with local, elected, policy control; textbooks for EVERY student in this state; prompt elimination of the embarrassing \$640 million in backlog that the President spoke about; and these prioritizations would be made by the schools themselves. In addition, we need recognition, compensation, continuing education and tuition assistance for classroom teachers in Hawaii; creative resolution of the Felix special education mandate with recoupment of federal funds due us while separating medical from educational application; and finally
- (3) A fair, fiscally responsible, workable civil service collective bargaining law that does not place existing employees and retirees at risk of losing what was promised and reasonably relied upon, but one that will recognize affordability, Neighbor Island independence, non-statutory benefits, and managerial flexibility for future employees. We are pleased to continue to stand by and support Governor Cayetano on this major issue.

"There will be additional individual measures that we will author, cosponsor, and support: among them, legislation to guarantee true Native Hawaiian sovereignty while ending government dependency; increasing the age of consent to protect Hawaii's young women; a victims' rights package endorsed by statewide law enforcement; an automatic ballot recount procedure; greater autonomy for Hawaii's four counties; an elected Attorney General; implementation of the Legislative Auditor's many fiscal and management recommendations; abolition of regulations that strangle small business and investment; true privatization; an empowerment of all our people through 'sunshine' enforcement and options such as initiative, referendum, recall, and unicameralism. The public deserves full and open debate on these proposals, regardless of politics. We will insure that it will occur.

"We are cognizant that the next biennial budget will prove challenging, but like every single mom, every family, and every small business in this state, we can learn to prioritize wisely and rationally. Fifty million dollars for a government fish tank, \$25 million for a government art warehouse, millions more for a government golf course may not be the wisest use of hard-earned tax money in this state.

"Previously arbitrated pay raises are on our front burner and they need resolution. We support greater compensation, merit

incentives, and autonomy for our teachers where possible, but let us not forget the role parents play as teachers so that a reduced tax burden, more take home pay, direct involvement in the choices and educational options for their own children must also be a priority.

"Does this all sound ambitious? It is. Does it sound unattainable? It's not. Could it be done? Definitely. Let's stop dumbing down Hawaii. If only a portion of these programs are enacted in a timely manner, it will be beneficial to Hawaii in the new millennium. But we want it all, and so should you, the public. You've expressed skepticism about our ability and resolve to accomplish anything during this Session. That's appeared in recent polls. Why must we continue to talk of 'waiting' and long delays? Native Hawaiians have died waiting for their homestead, teachers have died or retired waiting for respect, and special needs keikis have become adults beyond school age waiting for government to do what is legally required and what is morally right.

"Can three members of a Legislative body influence the outcome of legislation this Session? ABSOLUTELY! But we humbly seek and need the public's support statewide. I repeat, we in the current Minority are optimistic. We will make personal sacrifices. We pledge our support to the leadership to prove the skeptics wrong. But our problem in Hawaii is not a lack of money, it's a lack of political will and strong leadership. This year we can begin to reverse this by producing true bipartisan results. The public doesn't want Democrat or Republican laws; it wants – and deserves – the best laws we can produce.

"We would like to see the hard and difficult issues on the table at the beginning of the Session, not at the end. The Senate must focus on basic needs, not divert its attention to other personal or emotional issues, and open discussions on Hawaii's problems with all 25 Senators, not closed door factional meetings of a few.

"Everyone will be looking at us – as they should – not as Democrats or Republicans, but as your elected representatives. We know they will be looking at the three of us with even more scrutiny.

"Taxpayers expect and deserve our respect and full commitment to a Hawaii that emphasizes success, not just survival. We must earn your respect and your trust. We cannot, must not, and will not disappoint our neighbors any longer. Accountability is not just for teachers or public employees; it is for every one of us here.

"We in this Chamber must never forget who sent us here, who pays for us, whose money we spend, and whose lives we affect by what we do – or don't do. We owe you our very best and we must deliver.

"We pledge to you to focus on the next generation, not the next election. We pledge long term solutions, not short term 'feel good' fixes. And we can achieve greatness, not because it is politically advantageous, but because it is just.

"I leave you with these words of Edward Everett Hale, 150 years ago, in case you're wondering what you can do. He said: 'I am only one. But still, I am one. I cannot do everything, but still I can do something. And because I cannot do everything, I will not refuse to do the something that I can do.'

"Let us begin our work today. Mahalo and aloha!"

At 11:00 o'clock a.m., the Senate stood in recess subject to the call of the Chair. At this time, the members of the Senate and their guests were entertained by "Colo[red square]."

The Senate reconvened at 11:25 o'clock a.m.

The President then announced that nominations were in order for the office of Vice President of the Senate.

Senator Chun placed in nomination the name of Senator Hanabusa for Vice President of the Senate, seconded by Senator Buen.

Senator Nakata moved that the nominations be closed, seconded by Senator Kokubun.

The motion was then put by the Chair and carried and the Temporary Clerk was directed to cast a ballot for Senator Hanabusa as Vice President of the Senate.

The ballot having been so cast, Senator Hanabusa was declared elected as Vice President of the Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001.

SENATE RESOLUTION

The following resolution (S.R. No. 1) was read by the Temporary Clerk and was disposed of as follows:

S.R. No. 1, providing for the election of Paul T. Kawaguchi for Clerk of the Senate, Carol T. Taniguchi for Assistant Clerk of the Senate, Bienvenido C. Villaflores for Sergeant-at-Arms of the Senate, and Abraham Pacheco for Assistant Sergeant-at-Arms of the Senate, Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, was offered by Senators Kawamoto, Chun and Slom.

On motion by Senator Kawamoto, seconded by Senator Matsunaga and carried, S.R. No. 1 was adopted.

The President thereupon administered the oath of office to the newly elected Clerk, Assistant Clerk, Sergeant-at-Arms and Assistant Sergeant-at-Arms of the Senate.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 1) was read by the Clerk and was disposed of as follows:

S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CHIEF JUSTICE OF THE HAWAII SUPREME COURT TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION FOR THE STATE OF THE JUDICIARY ADDRESS," was offered by Senator Kanno.

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.C.R. No. 1 was adopted.

At 11:28 o'clock a.m., the Senate stood in recess subject to the call of the Chair. Kahuku High School's "Vocal Motion" and Auntie Genoa Keawe then entertained the members of the Senate and their guests.

The Senate reconvened at 12:05 o'clock p.m.

INTRODUCTION OF SENATE BILLS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Clerk was authorized

to receive bills for introduction prior to 4:30 o'clock p.m. In consequence thereof and subsequent to its recessing at 12:06 o'clock p.m., the following bills passed First Reading by title and were deferred:

Senate Bill

No. 1 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Senator Kim.

No. 2 "A BILL FOR AN ACT RELATING TO LODGING OR TENEMENT HOUSES, HOTELS, AND BORADINGHOUSES."

Introduced by: Senator Kim.

No. 3 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senator Matsuura.

No. 4 "A BILL FOR AN ACT RELATING TO PRIVATE PROPERTY RIGHTS."

Introduced by: Senator Matsuura.

No. 5 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Matsuura.

No. 6 "A BILL FOR AN ACT RELATING TO MEDICAL CARE FOR MINORS."

Introduced by: Senator Matsuura.

No. 7 "A BILL FOR AN ACT RELATING TO RIGHTS OF PARENTS AND GUARDIANS."

Introduced by: Senators Matsuura, Sakamoto.

No. 8 "A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT."

Introduced by: Senator Inouye.

No. 9 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Inouye.

No. 10 "A BILL FOR AN ACT RELATING TO RECYLCED WATER."

Introduced by: Senator Inouye.

No. 11 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senator Inouye.

No. 12 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE LOWER HAMAKUA DITCH."

Introduced by: Senator Inouye.

No. 13 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WAIKOLOA AFTER SCHOOL LEARNING CENTER."

Introduced by: Senator Inouye.

No. 14 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR A UNICAMERAL LEGISLATURE."

Introduced by: Senator Nakata.

No. 15 "A BILL FOR AN ACT RELATING TO PRISONS."

Introduced by: Senator Nakata.

No. 16 "A BILL FOR AN ACT RELATING TO MEDICAL FEE SCHEDULES."

Introduced by: Senator Nakata.

No. 17 "A BILL FOR AN ACT RELATING TO COMMUNITY WATER FLUORIDATION."

Introduced by: Senator Nakata.

No. 18 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES."

Introduced by: Senator Nakata.

No. 19 "A BILL FOR AN ACT RELATING TO ALTERNATE ENERGY."

Introduced by: Senator Nakata.

No. 20 "A BILL FOR AN ACT RELATING TO THE QUEST MEDICAL ASSISTANCE PROGRAM."

Introduced by: Senator Nakata.

No. 21 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANT AND NONDOMESTIC ANIMAL QUARANTINE PROGRAM."

Introduced by: Senator Nakata.

No. 22 "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE."

Introduced by: Senator Nakata.

No. 23 "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."

Introduced by: Senator Nakata.

No. 24 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senator Nakata.

No. 25 "A BILL FOR AN ACT RELATING TO THE NATIONAL WORLD WAR II MEMORIAL."

Introduced by: Senator Slom.

No. 26 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Slom.

No. 27 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XI, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII, TO REQUIRE THE CONSERVATION AND PROTECTION OF OPEN LANDS."

Introduced by: Senators Chun, Kokubun.

No. 28 "A BILL FOR AN ACT RELATING TO DISLOCATED WORKERS."

Introduced by: Senators Chun, Kanno.

No. 29 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Matsuura, Hogue, Kokubun, Chun Oakland, Buen.

No. 30 "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS."

Introduced by: Senator Matsuura.

No. 31 "A BILL FOR AN ACT RELATING TO EDUCATIONAL EXPENSES."

Introduced by: Senators Matsuura, Hogue.

No. 32 "A BILL FOR AN ACT RELATING TO EDUCATIONAL EXPENSES."

Introduced by: Senators Matsuura, Hogue.

No. 33 "A BILL FOR AN ACT RELATING TO JURORS."

Introduced by: Senators Matsuura, Kokubun, Kanno.

No. 34 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Matsuura.

No. 35 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION."

Introduced by: Senators Matsuura, Kokubun, Kim, Chun.

No. 36 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE XVII OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO THE COUNTING OF VOTES."

Introduced by: Senator Matsuura.

No. 37 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Matsuura, Buen, Chun.

No. 38 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Senators Matsuura, Kokubun, Kim, Chun.

No. 39 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senators Matsuura, Kokubun.

No. 40 "A BILL FOR AN ACT RELATING TO AGRICULTURAL DISTRICT LANDS."

Introduced by: Senators Matsuura, Kokubun, Buen.

No. 41 "A BILL FOR AN ACT RELATING TO CONSERVATION."

Introduced by: Senators Matsuura, Kokubun, Hanabusa, Nakata, Buen, Chun, Taniguchi.

No. 42 "A BILL FOR AN ACT RELATING TO CONSERVATION."

Introduced by: Senators Matsuura, Hanabusa, Kokubun, Nakata, Buen, Chun, Taniguchi.

No. 43 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Matsuura, Hanabusa, Taniguchi, Kokubun, Nakata.

No. 44 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Matsuura, Slom, Kim.

No. 45 "A BILL FOR AN ACT RELATING TO FARMING."

Introduced by: Senators Matsuura, Kokubun, Buen.

No. 46 "A BILL FOR AN ACT RELATING TO CONSENT."

Introduced by: Senators Matsuura, Chun, Slom, Sakamoto, Kokubun, Buen, Menor.

No. 47 "A BILL FOR AN ACT RELATING TO CONSENT."

Introduced by: Senators Matsuura, Sakamoto, Chun, Kawamoto, Buen.

No. 48 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senators Matsuura, Kokubun.

No. 49 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE GOOD BEGINNINGS ALLIANCE."

Introduced by: Senators Matsuura, Chun, Oakland, Chumbley, Kanno, Fukunaga, Chun, Hogue.

No. 50 "A BILL FOR AN ACT RELATING TO COUNTY LIABILITY."

Introduced by: Senators Matsuura, Chun, Kokubun, Kim.

No. 51 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

Introduced by: Senators Matsuura, Slom, Sakamoto, Buen, Kanno, Chun.

No. 52 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Matsuura, Buen.

No. 53 "A BILL FOR AN ACT RELATING TO THE QUEST MEDICAL ASSISTANCE PROGRAM."

Introduced by: Senator Matsuura.

No. 54 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senator Matsuura.

No. 55 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senator Matsuura.

No. 56 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senator Matsuura.

No. 57 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Matsuura.

No. 58 "A BILL FOR AN ACT RELATING TO RESIDENCY REQUIREMENT FOR STATE AND COUNTY EMPLOYEES."

Introduced by: Senator Chun.

No. 59 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senator Matsuura.

No. 60 "A BILL FOR AN ACT RELATING TO OCEAN LEASING."

Introduced by: Senator Matsuura.

No. 61 "A BILL FOR AN ACT RELATING TO NEEDLESTICK INJURY PREVENTION."

Introduced by: Senator Matsuura.

No. 62 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senator Matsuura.

No. 63 "A BILL FOR AN ACT RELATING TO NURSES."

Introduced by: Senator Kanno.

No. 64 "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Senators Kanno, Matsuura.

No. 65 "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."

Introduced by: Senators Kanno, Matsuura.

No. 66 "A BILL FOR AN ACT RELATING TO AWARDING CUSTODY AND VISITATION."

Introduced by: Senators Kanno, Matsuura.

No. 67 "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS."

Introduced by: Senators Kanno, Matsuura.

No. 68 "A BILL FOR AN ACT RELATING TO COURTS."

Introduced by: Senators Kanno, Matsuura.

No. 69 "A BILL FOR AN ACT RELATING TO PROTECTIVE ORDER."

Introduced by: Senators Kanno, Matsuura.

No. 70 "A BILL FOR AN ACT RELATING TO THE HAWAII WHISTLEBLOWERS' PROTECTION ACT."

Introduced by: Senator Kanno.

No. 71 "A BILL FOR AN ACT RELATING TO PERSONAL SERVICES CONTRACTS."

Introduced by: Senators Chun, Sakamoto.

No. 72 "A BILL FOR AN ACT RELATING TO THE KAHOLAWE ISLAND RESERVE COMMISSION."

Introduced by: Senators Chun, Buen, Kawamoto.

No. 73 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY IMMUNITY FROM LIABILITY."

Introduced by: Senators Chun, Chumley, English, Buen, Kokubun, Matsuura, Inouye.

ADJOURNMENT

At 4:30 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Thursday, January 18, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

SECOND DAY

Thursday, January 18, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Most Reverend Father Daniel of Mount Carmel, Archangel Sanctuary of Waikiki, The Inclusive Orthodox Church, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the First Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 1 and 2) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 1, transmitting H.C.R. No. 1, which was adopted by the House of Representatives on January 17, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was adopted.

Hse. Com. No. 2, transmitting H.C.R. No. 2, which was adopted by the House of Representatives on January 17, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2001," was adopted.

INTRODUCTION OF SENATE BILLS

On motion by Senator English, seconded by Senator Hemmings and carried, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 74 "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS."

Introduced by: Senator Matsuura.

No. 75 "A BILL FOR AN ACT RELATING TO CONSERVATION DISTRICT LANDS."

Introduced by: Senators Matsuura, Chun.

No. 76 "A BILL FOR AN ACT RELATING TO THE PRACTICE OF MEDICINE AND DENTISTRY."

Introduced by: Senators Matsuura, Nakata, Chun.

No. 77 "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION."

Introduced by: Senators Matsuura, Hogue, Menor, Slom, Hemmings, Kawamoto, Sakamoto, Kokubun, Nakata, Chun,

Tam, Inouye.

No. 78 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senators Matsuura, Nakata, Chun.

No. 79 "A BILL FOR AN ACT RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION."

Introduced by: Senators Matsuura, Menor, Kawamoto, Inouye, Tam, Slom.

No. 80 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senators Matsuura, Chun.

No. 81 "A BILL FOR AN ACT RELATING TO PRISONS."

Introduced by: Senators Matsuura, Kawamoto, Chun, Kokubun.

No. 82 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senators Matsuura, Nakata.

No. 83 "A BILL FOR AN ACT RELATING TO DENTAL LICENSING."

Introduced by: Senators Matsuura, Nakata, Chun.

No. 84 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

Introduced by: Senators Chun, Inouye, Matsuura, Sakamoto, Bunda.

No. 85 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BLUEPRINT FOR CHANGE."

Introduced by: Senators Chun, Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Ihara, Ige, Buen, Kawamoto, Matsunaga.

No. 86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CRIME PREVENTION THROUGH THE REHABILITATION OF YOUTH GANG MEMBERS."

Introduced by: Senators Chun, Oakland, Chumbley, Tam, Kanno, Fukunaga, Matsuura, Ihara, Ige, Buen, Kawamoto, Matsunaga.

No. 87 "A BILL FOR AN ACT RELATING TO FAMILY SUPPORT CENTERS."

Introduced by: Senators Chun, Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Buen, Ihara, Ige, Matsunaga, Kawamoto.

No. 88 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII YOUTH SERVICES NETWORK FOR ITS TRANSITIONAL LIVING PROGRAM FOR UNSERVED STREET YOUTH."

Introduced by: Senators Chun, Oakland, Chumbley,

Kanno, Fukunaga, Matsuura, Ihara, Ige, Buen, Kawamoto, Matsunaga.

ADJOURNMENT

At 11:48 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, January 19, 2001.

No. 89 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESPITE CARE SERVICES."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Ihara, Ige, Buen, Kawamoto, Matsunaga.

Respectfully submitted,

No. 90 "A BILL FOR AN ACT RELATING TO AUTISM."

Clerk of the Senate

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Ihara, Ige, Buen, Kawamoto, Matsunaga.

Approved:

No. 91 "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD."

President of the Senate

Introduced by: Senators Chun Oakland, Chumbley, Tam, Kanno, Fukunaga, Matsuura, Ihara, Ige, Buen, Kawamoto, Matsunaga.

No. 92 "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION."

Introduced by: Senators Chun Oakland, Ihara, Ige, Nakata, Buen, Kawamoto.

No. 93 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Matsuura, Ihara, Ige, Buen, Kawamoto, Matsunaga.

No. 94 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Matsuura, Ihara, Ige, Buen, Kawamoto, Matsunaga.

No. 95 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun Oakland, Chumbley, Tam, Fukunaga, Matsuura, Matsunaga, Kanno, Ihara, Ige, Buen, Kawamoto.

No. 96 "A BILL FOR AN ACT RELATING TO MINIMUM WAGES."

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Ihara, Kawamoto.

No. 97 "A BILL FOR AN ACT RELATING TO TELEMARKETING FRAUD."

Introduced by: Senators Kanno, Matsuura.

No. 98 "A BILL FOR AN ACT RELATING TO LEGAL SERVICES FOR THE INDIGENT."

Introduced by: Senators Kanno, Matsuura.

At 11:44 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:47 o'clock a.m.

THIRD DAY

Friday, January 19, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:34 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Father Marvin Samiano, Associate Pastor, St. Anthony's Church, after which the Roll was called showing all Senators present with the exception of Senators Chun Oakland, Menor and Tam who were excused.

The President announced that he had read and approved the Journal of the Second Day.

HOUSE COMMUNICATION

Hse. Com. No. 3, returning S.C.R. No. 1, which was adopted by the House of Representatives on January 18, 2001, was read by the Clerk and was placed on file.

INTRODUCTION OF SENATE BILLS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 8:00 o'clock p.m. In consequence thereof and subsequent to its recessing at 11:42 o'clock a.m., the following bills passed First Reading by title and were deferred:

Senate Bill

No. 99 "A BILL FOR AN ACT RELATING TO THE LIQUOR COMMISSION."

Introduced by: Senator Nakata.

No. 100 "A BILL FOR AN ACT RELATING TO NATURAL AND CULTURAL RESOURCES."

Introduced by: Senators Hanabusa, Inouye, Kanno, Tam, Matsuura, Buen, Kawamoto, Nakata, Chun.

No. 101 "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE IMMERSION PROGRAM."

Introduced by: Senators Hanabusa, Tam, Kanno, Chun, Kim, Kawamoto, Buen, Matsuura, Nakata, Inouye.

No. 102 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL."

Introduced by: Senators Hanabusa, Tam, Matsuura, Chun, Kim, Buen, Nakata.

No. 103 "A BILL FOR AN ACT RELATING TO THE UTILIZATION OF FEDERAL FUNDS."

Introduced by: Senators Hanabusa, Tam, Matsuura, Chun, Kanno, Buen, Taniguchi, Inouye, Kawamoto, Nakata.

No. 104 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FUNDING A SECOND AMBULANCE TO SERVICE THE WAIANAE COAST."

Introduced by: Senators Hanabusa, Tam, Matsuura, Kim,

Buen, Nakata, Inouye, Kawamoto, Chun, Kanno, Taniguchi.

No. 105 "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA."

Introduced by: Senators Kokubun, Hanabusa, Buen, Inouye, Kawamoto, Nakata, Taniguchi, Chun.

No. 106 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senators Hanabusa, Chun, Kanno, Inouye, Buen, Kawamoto, Nakata.

No. 107 "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST."

Introduced by: Senators Hanabusa, Chun, Inouye, Buen, Taniguchi, Kawamoto, Nakata, Kanno.

No. 108 "A BILL FOR AN ACT RELATING TO THE PRIMARY AND GENERAL ELECTIONS OF THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Hanabusa, by request.

No. 109 "A BILL FOR AN ACT RELATING TO THE ELECTION OF THE BOARD OF TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Hanabusa, by request.

No. 110 "A BILL FOR AN ACT RELATING TO THE ELECTION OF THE BOARD OF TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Hanabusa, by request.

No. 111 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa, by request.

No. 112 "A BILL FOR AN ACT RELATING TO FUEL TAXES."

Introduced by: Senator Hanabusa, by request.

No. 113 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONTINUED SERVICES OF THE DOMESTIC VIOLENCE CLEARINGHOUSE AND LEGAL HOTLINE."

Introduced by: Senator Hanabusa, by request.

No. 114 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESPITE CARE SERVICES FOR FAMILIES OF INDIVIDUALS WITH SPECIAL NEEDS."

Introduced by: Senators Chun Oakland, Tam, Fukunaga, Buen, Chumbley, Kanno, Ihara.

No. 115 "A BILL FOR AN ACT RELATING TO BAIL."

Introduced by: Senators Chun Oakland, Tam, Kanno, Fukunaga, Chumbley, Ihara.

No. 116 "A BILL FOR AN ACT RELATING TO BAIL."

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Chumbley, Ihara.

No. 117 "A BILL FOR AN ACT RELATING TO THE COMPUTATION OF A BASIC NEEDS BUDGET."

Introduced by: Senators Chun Oakland, Fukunaga, Chumbley, Kanno, Ihara.

No. 118 "A BILL FOR AN ACT RELATING TO CANCER."

Introduced by: Senators Chun Oakland, Fukunaga, Buen, Chumbley, Kanno, Ihara, Nakata.

No. 119 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senators Chun Oakland, Fukunaga, Buen, Chumbley, Kanno, Ihara.

No. 120 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senators Chun Oakland, Tam, Fukunaga, Buen, Chumbley, Kanno, Ihara.

No. 121 "A BILL FOR AN ACT RELATING TO EARNED INCOME TAX CREDIT."

Introduced by: Senators Chun Oakland, Fukunaga, Buen, Chumbley, Kanno, Ihara, Nakata.

No. 122 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senators Chun Oakland, Fukunaga, Nakata, Ihara.

No. 123 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Chun Oakland, Fukunaga, Chumbley, Kanno, Ihara, Nakata, Buen.

No. 124 "A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Buen.

No. 125 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senator Bunda, by request.

No. 126 "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY."

Introduced by: Senator Nakata.

No. 127 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE IMPROVEMENT AND MAINTENANCE OF STUDENT LAVATORIES IN ALL HAWAII PUBLIC SCHOOLS."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Tam, Matsuura, Ihara, Ige, Buen, Matsunaga, Kawamoto.

No. 128 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE RENT SUPPLEMENT PROGRAM."

Introduced by: Senators Chun Oakland, Kanno, Ihara, Nakata, Buen.

No. 129 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL SCHOOL CLERICAL POSITIONS."

Introduced by: Senators Chun Oakland, Chumbley, Tam, Kanno, Fukunaga, Ihara, Ige, Kawamoto.

No. 130 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BRIDGE TO HOPE PROGRAM."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Ihara, Ige, Nakata, Matsuura, Buen.

No. 131 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CHILD SUPPORT ENFORCEMENT AGENCY."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Ihara, Ige, Kawamoto, Matsuura.

No. 132 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PEER EDUCATION PROGRAM."

Introduced by: Senators Chun Oakland, Chumbley, Tam, Kanno, Fukunaga, Ihara, Ige, Nakata, Sakamoto, Kawamoto, Buen.

No. 133 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RAISE THE AVERAGE SALARY OF PUBLIC SCHOOL TEACHERS IN HAWAII, ADJUSTED FOR COST OF LIVING, TO THE NATIONAL AVERAGE."

Introduced by: Senators Chun Oakland, Chumbley, Tam, Kanno, Fukunaga, Ige, Matsuura, Ihara, Buen.

No. 134 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE TREATMENT SERVICES."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Ihara, Ige, Nakata, Kawamoto, Matsuura, Buen.

No. 135 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TREATMENT OF INTRAFAMILIAL CHILD SEXUAL ABUSE."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Ihara, Ige, Kawamoto, Matsuura.

No. 136 "A BILL FOR AN ACT RELATING TO AMMUNITION."

Introduced by: Senators Chun Oakland, Fukunaga, Ige.

No. 137 "A BILL FOR AN ACT RELATING TO BODY PIERCING."

Introduced by: Senators Chun Oakland, Fukunaga, Matsuura.

No. 138 "A BILL FOR AN ACT RELATING TO

CAREGIVERS.”

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Ihara.

No. 139 “A BILL FOR AN ACT RELATING TO CHILD PROTECTION.”

Introduced by: Senators Chun Oakland, Fukunaga, Matsuura, Ihara, Buen.

No. 140 “A BILL FOR AN ACT RELATING TO CLASSROOM LEARNING MATERIALS.”

Introduced by: Senators Chun Oakland, Chumbley, Tam, Kanno, Matsuura, Ihara, Ige, Buen, Fukunaga, Nakata.

No. 141 “A BILL FOR AN ACT RELATING TO A COLLEGE SAVINGS PROGRAM TAX CREDIT.”

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Ihara, Ige.

No. 142 “A BILL FOR AN ACT RELATING TO COMPUTER ACCESS BY MINORS.”

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Buen, Kawamoto.

No. 143 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Ihara, Ige.

No. 144 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Matsuura, Ige.

No. 145 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Matsuura, Ige.

No. 146 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Ige, Matsuura, Ihara.

No. 147 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Ihara, Buen, Kawamoto.

No. 148 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Chun Oakland, Chumbley, Tam, Kanno, Fukunaga, Ihara, Ige, Buen.

No. 149 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Ige, Kawamoto, Ihara.

No. 150 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Chun Oakland, Tam, Kanno, Fukunaga, Ige, Matsuura, Buen, Kawamoto.

No. 151 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Ige, Kawamoto, Matsuura.

No. 152 “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE COVERAGE.”

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Ige, Kawamoto, Matsuura, Buen, Ihara.

No. 153 “A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS.”

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Ihara, Ige, Buen, Nakata.

No. 154 “A BILL FOR AN ACT RELATING TO MINORS.”

Introduced by: Senators Chun Oakland, Kawamoto, Fukunaga, Nakata, Matsuura, Buen.

No. 155 “A BILL FOR AN ACT RELATING TO PARENT-COMMUNITY NETWORKING CENTER PROGRAMS.”

Introduced by: Senators Chun Oakland, Chumbley, Tam, Kanno, Fukunaga, Matsuura, Ihara, Ige, Buen.

No. 156 “A BILL FOR AN ACT RELATING TO SCHOOL BUSES.”

Introduced by: Senators Kanno, Chun Oakland, Fukunaga, Ihara.

No. 157 “A BILL FOR AN ACT RELATING TO SCHOOL HEALTH.”

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Ihara, Ige, Nakata, Buen.

No. 158 “A BILL FOR AN ACT RELATING TO SEX OFFENDERS.”

Introduced by: Senators Chun Oakland, Chumbley, Tam, Kanno, Fukunaga, Matsuura, Ige.

No. 159 “A BILL FOR AN ACT RELATING TO SMOKING IN THE WORKPLACE.”

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Nakata, Matsuura, Buen.

No. 160 “A BILL FOR AN ACT RELATING TO SPEEDING.”

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Kawamoto, Matsuura, Buen.

No. 161 “A BILL FOR AN ACT RELATING TO STORAGE OF FIREARMS.”

Introduced by: Senators Chun Oakland, Fukunaga, Ige.

No. 162 "A BILL FOR AN ACT RELATING TO TATTOOS."

Introduced by: Senators Chun Oakland, Fukunaga, Matsuura.

No. 163 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Matsuura, Ihara, Ige.

No. 164 "A BILL FOR AN ACT RELATING TO TOY VEHICLES."

Introduced by: Senators Chun Oakland, Fukunaga.

No. 165 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Ihara, Ige, Kawamoto, Matsuura, Buen.

No. 166 "A BILL FOR AN ACT RELATING TO VOCATIONAL EDUCATION."

Introduced by: Senators Chun Oakland, Kanno, Tam, Fukunaga, Ihara, Chumbley, Ige, Nakata, Buen, Kawamoto.

No. 167 "A BILL FOR AN ACT RELATING TO THE STUDENT CRIMESTOPPERS PROGRAM."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Ige, Matsuura, Ihara, Buen.

No. 168 "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Ige, Matsuura, Buen, Matsunaga, Inouye.

No. 169 "A BILL FOR AN ACT RELATING TO REAL ESTATE."

Introduced by: Senator Menor.

No. 170 "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES"

Introduced by: Senator Menor.

No. 171 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE REIMBURSEMENT."

Introduced by: Senator Menor, by request.

No. 172 "A BILL FOR AN ACT RELATING TO NEGOTIABLE INSTRUMENTS."

Introduced by: Senator Menor, by request.

No. 173 "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS."

Introduced by: Senator Menor, by request.

No. 174 "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS."

Introduced by: Senator Menor, by request.

No. 175 "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS."

Introduced by: Senator Menor, by request.

No. 176 "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS."

Introduced by: Senator Menor, by request.

No. 177 "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS."

Introduced by: Senator Menor, by request.

No. 178 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senator Menor, by request.

No. 179 "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS."

Introduced by: Senator Menor, by request.

No. 180 "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS."

Introduced by: Senator Menor, by request.

No. 181 "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS."

Introduced by: Senators Kanno, Chun Oakland, Fukunaga, Ige, Kawamoto, Ihara.

No. 182 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VETERANS CEMETERIES."

Introduced by: Senators Matsuura, Chumbley, Buen, English, Chun, Kokubun, Inouye.

No. 183 "A BILL FOR AN ACT RELATING TO ACUPUNCTURE PRACTITIONERS."

Introduced by: Senator Matsuura, by request.

No. 184 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES."

Introduced by: Senator Matsuura.

No. 185 "A BILL FOR AN ACT RELATING TO FISHING."

Introduced by: Senator Chun.

No. 186 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY."

Introduced by: Senators Chun, Kokubun, Buen.

No. 187 "A BILL FOR AN ACT RELATING TO COURTS."

Introduced by: Senators English, Chumbley, Buen, Chun, Nakata, Taniguchi.

No. 188 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AMBULANCE SERVICE IN KULA

AND KIHAI, MAUI.”

Introduced by: Senators English, Chumbley, Buen, Nakata, Chun, Taniguchi.

No. 189 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE IMPLEMENTATION OF THE MAUI INVASIVE SPECIES COMMITTEE FY 2001 ACTION PLAN.”

Introduced by: Senators English, Chumbley, Buen, Chun, Nakata, Taniguchi.

No. 190 “A BILL FOR AN ACT RELATING TO COUNTIES.”

Introduced by: Senators English, Buen, Chumbley, Taniguchi, Chun, Nakata.

No. 191 “A BILL FOR AN ACT RELATING TO THE TOURISM SPECIAL FUND.”

Introduced by: Senators English, Taniguchi.

No. 192 “A BILL FOR AN ACT RELATING TO PERMITS.”

Introduced by: Senators English, Chun, Nakata.

No. 193 “A BILL FOR AN ACT RELATING TO ENERGY.”

Introduced by: Senators English, Chumbley, Matsunaga, Chun, Nakata.

No. 194 “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES.”

Introduced by: Senators English, Chumbley, Matsunaga, Nakata.

No. 195 “A BILL FOR AN ACT RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION ACT.”

Introduced by: Senators Sakamoto, Chun Oakland.

No. 196 “A BILL FOR AN ACT RELATING TO THE DUPLICATION OF GOVERNMENT SERVICES.”

Introduced by: Senators Sakamoto, Chun Oakland, Ihara.

No. 197 “A BILL FOR AN ACT RELATING TO JUVENILES.”

Introduced by: Senators Sakamoto, Chun Oakland.

No. 198 “A BILL FOR AN ACT RELATING TO TAXATION APPEALS.”

Introduced by: Senators Sakamoto, Kawamoto, Matsuura.

No. 199 “A BILL FOR AN ACT RELATING TO THE PENAL CODE.”

Introduced by: Senators Sakamoto, Chun, Kawamoto, Matsuura.

No. 200 “A BILL FOR AN ACT RELATING TO EMPLOYMENT.”

Introduced by: Senators Sakamoto, Kim, Kawamoto.

No. 201 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Kawamoto, Inouye, Fukunaga, Menor, Buen, Sakamoto.

No. 202 “A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY.”

Introduced by: Senators Kawamoto, Buen, Fukunaga, Inouye, Tam, Hemmings.

No. 203 “A BILL FOR AN ACT RELATING TO BICYCLES.”

Introduced by: Senators Kawamoto, Fukunaga, Inouye, Menor, Tam, Buen, Hemmings.

No. 204 “A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE.”

Introduced by: Senators Kawamoto, Inouye, Fukunaga, Menor, Tam, Buen, Hemmings.

No. 205 “A BILL FOR AN ACT RELATING TO LICENSE PLATES.”

Introduced by: Senators Kawamoto, Inouye, Fukunaga, Menor, Tam, Buen, Hemmings.

No. 206 “A BILL FOR AN ACT RELATING TO WHARFAGE.”

Introduced by: Senators Kawamoto, Inouye, Fukunaga, Menor, Buen, Hemmings.

No. 207 “A BILL FOR AN ACT RELATING TO INTERISLAND VEHICLE TRANSFERS.”

Introduced by: Senators Kawamoto, Inouye, Fukunaga, Menor, Tam, Buen.

No. 208 “A BILL FOR AN ACT RELATING TO ELECTIONS.”

Introduced by: Senators Kawamoto, Inouye, Fukunaga, Menor, Tam, Buen, Hemmings.

No. 209 “A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES.”

Introduced by: Senators Kawamoto, Inouye, Fukunaga, Menor, Tam, Buen.

No. 210 “A BILL FOR AN ACT RELATING TO PILOTS.”

Introduced by: Senators Kawamoto, Bunda, Fukunaga, Menor, Tam, Buen, Hemmings, Inouye.

No. 211 “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING.”

Introduced by: Senators Kawamoto, Fukunaga, Inouye, Buen.

No. 212 “A BILL FOR AN ACT RELATING TO TEMPORARY INSTRUCTION PERMIT.”

Introduced by: Senators Kawamoto, Fukunaga, Inouye,

Menor, Tam, Buen, Hemmings.	APPROPRIATION FOR PINEAPPLE RESEARCH.”
No. 213 “A BILL FOR AN ACT RELATING TO DRIVER LICENSE RENEWAL.”	Introduced by: Senators Buen, Matsuura, Inouye, Hogue, Kokubun, Chun, Hanabusa, Kawamoto, Taniguchi, Nakata.
Introduced by: Senators Kawamoto, Fukunaga, Inouye, Menor, Tam, Buen, Hemmings.	No. 225 “A BILL FOR AN ACT RELATING TO TORT LIABILITY IMMUNITY.”
No. 214 “A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS.”	Introduced by: Senators Buen, Matsuura, Kanno, Hanabusa, Tam, Inouye, Chun Oakland, Kawamoto.
Introduced by: Senators Kawamoto, Kim, Bunda, Menor, Buen, Sakamoto.	No. 226 “A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND.”
No. 215 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PUBLIC SCHOOL REPAIR AND MAINTENANCE PROJECTS.”	Introduced by: Senators Buen, Kanno, Hanabusa.
Introduced by: Senators Kawamoto, Fukunaga, Buen, Sakamoto, Inouye.	No. 227 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES.”
No. 216 “A BILL FOR AN ACT RELATING TO WATERCRAFT.”	Introduced by: Senators Chun Oakland, Ihara, Matsuura, Fukunaga, Chumbley.
Introduced by: Senators Kawamoto, Fukunaga, Inouye, Hemmings.	No. 228 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTH-CARE PROVIDERS OF THE MEDICALLY UNDERSERVED.”
No. 217 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL SCHOOL CLERICAL POSITIONS.”	Introduced by: Senators Chun Oakland, Matsuura, Fukunaga.
Introduced by: Senators Kawamoto, Sakamoto.	No. 229 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTHY START.”
No. 218 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND DEVELOPMENT.”	Introduced by: Senators Chun Oakland, Ihara, Nakata, Buen, Matsuura, Chumbley, Fukunaga.
Introduced by: Senators Buen, Matsuura, Chun, Hanabusa, Hogue, Kokubun, Kawamoto.	No. 230 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR QUEST DENTAL SERVICES.”
No. 219 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”	Introduced by: Senators Chun Oakland, Buen, Matsuura, Fukunaga.
Introduced by: Senators Buen, Matsuura, Hanabusa, Hogue, Chun.	No. 231 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MILLENNIUM PROJECT, THE CONFERENCE IN THE YEAR ONE 2001.”
No. 220 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”	Introduced by: Senators Chun Oakland, Buen, Matsuura, Fukunaga, Chumbley, Ihara.
Introduced by: Senators Buen, Nakata, Matsuura, Hanabusa, Kokubun, Kawamoto, Inouye, Chun.	No. 232 “A BILL FOR AN ACT RELATING TO CHILD SUPPORT.”
No. 221 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”	Introduced by: Senators Chun Oakland, Matsuura, Fukunaga, Ihara.
Introduced by: Senators Buen, Matsuura, Kokubun, Inouye, Chun, Hanabusa, Kawamoto, Nakata, Hogue.	No. 233 “A BILL FOR AN ACT RELATING TO CHIROPRACTIC.”
No. 222 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”	Introduced by: Senators Chun Oakland, Fukunaga.
Introduced by: Senators Buen, Matsuura, Kokubun, Hogue, Chun, Inouye, Hanabusa, Kawamoto, Nakata.	No. 234 “A BILL FOR AN ACT RELATING TO COUNTIES.”
No. 223 “A BILL FOR AN ACT RELATING TO MACADAMIA NUT RESEARCH.”	Introduced by: Senators Chun Oakland, Matsuura, Fukunaga, Ihara, Chumbley.
Introduced by: Senators Buen, Matsuura, Kokubun, Hogue, Chumbley, Kawamoto, Inouye, Hanabusa, Nakata.	No. 235 “A BILL FOR AN ACT RELATING TO DENTISTS.”
No. 224 “A BILL FOR AN ACT MAKING AN	Introduced by: Senators Chun Oakland, Buen, Matsuura, Fukunaga, Chumbley.

No. 236 "A BILL FOR AN ACT RELATING TO DEVELOPING AN INTEGRATED LONG-TERM CARE SERVICE DELIVERY SYSTEM."

Introduced by: Senators Chun Oakland, Ihara, Matsuura, Fukunaga, Chumbley.

No. 237 "A BILL FOR AN ACT RELATING TO DNA TESTING."

Introduced by: Senators Chun Oakland, Matsuura, Fukunaga.

No. 238 "A BILL FOR AN ACT RELATING TO DISABLED PERSONS."

Introduced by: Senators Chun Oakland, Matsuura, Fukunaga.

No. 239 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Chun Oakland.

No. 240 "A BILL FOR AN ACT RELATING TO GOVERNMENT PROPERTY."

Introduced by: Senators Chun Oakland, Matsuura, Fukunaga.

No. 241 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Senators Chun Oakland, Buen, Matsuura, Fukunaga, Chumbley.

No. 242 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Chun Oakland, Matsuura, Fukunaga.

No. 243 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Chun Oakland, Fukunaga.

No. 244 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE BENEFITS."

Introduced by: Senators Chun Oakland, Matsuura, Fukunaga, Chumbley.

No. 245 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE TAX BENEFITS."

Introduced by: Senators Chun Oakland, Buen, Matsuura, Fukunaga, Ihara.

No. 246 "A BILL FOR AN ACT RELATING TO MEDICAL FEE SCHEDULES."

Introduced by: Senators Chun Oakland, Matsuura, Fukunaga.

No. 247 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senators Chun Oakland, Buen, Matsuura, Fukunaga.

No. 248 "A BILL FOR AN ACT RELATING TO PAPERWORK REDUCTION."

Introduced by: Senators Chun Oakland, Ihara, Matsuura, Fukunaga.

No. 249 "A BILL FOR AN ACT RELATING TO PART-TIME EMPLOYEES."

Introduced by: Senators Chun Oakland, Matsuura, Fukunaga.

No. 250 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."

Introduced by: Senators Chun Oakland, Fukunaga, Ihara.

No. 251 "A BILL FOR AN ACT RELATING TO PROFESSIONAL COUNSELORS."

Introduced by: Senators Chun Oakland, Menor, Matsuura, Fukunaga.

No. 252 "A BILL FOR AN ACT RELATING TO THE PRACTICE OF PHARMACY."

Introduced by: Senators Chun Oakland, Fukunaga.

No. 253 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senators Chun Oakland, Matsuura, Fukunaga.

No. 254 "A BILL FOR AN ACT RELATING TO PUBLIC RIGHTS-OF-WAY."

Introduced by: Senators Chun Oakland, Fukunaga.

No. 255 "A BILL FOR AN ACT RELATING TO REAL PROPERTY APPRAISALS."

Introduced by: Senators Chun Oakland, Fukunaga.

No. 256 "A BILL FOR AN ACT RELATING TO QUEST HEALTH PLANS."

Introduced by: Senators Chun Oakland, Buen, Matsuura, Fukunaga, Ihara.

No. 257 "A BILL FOR AN ACT RELATING TO THE RETURN OF PRESCRIPTION DRUGS."

Introduced by: Senators Chun Oakland, Fukunaga, Chumbley.

No. 258 "A BILL FOR AN ACT RELATING TO SUBMISSION OF REPORTS TO THE LEGISLATURE."

Introduced by: Senator Chun Oakland.

No. 259 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE SCHOOLS."

Introduced by: Senators Chun Oakland, Matsuura, Fukunaga.

No. 260 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Chun Oakland, Matsuura, Chumbley.	Nakata, Hanabusa, Ige, Hemmings, Slom.
No. 261 "A BILL FOR AN ACT RELATING TO TELEMARKETERS."	No. 274 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."
Introduced by: Senators Chun Oakland, Fukunaga, Ihara, Matsuura.	Introduced by: Senators Kim, Buen, Tam, English, Sakamoto, Kanno, Kawamoto, Menor, Taniguchi, Hanabusa, Inouye, Chun.
No. 262 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."	No. 275 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS."
Introduced by: Senators Chun Oakland, Buen, Matsuura, Fukunaga, Chumbley.	Introduced by: Senators Kawamoto, Chun.
No. 263 "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTORS."	No. 276 "A BILL FOR AN ACT RELATING TO FEES."
Introduced by: Senators Chun Oakland, Fukunaga.	Introduced by: Senators Kawamoto, Chun.
No. 264 "A BILL FOR AN ACT RELATING TO CERTIFICATION FOR TAX EXEMPTION."	No. 277 "A BILL FOR AN ACT RELATING TO FUNDS."
Introduced by: Senator Kokubun.	Introduced by: Senators Kawamoto, Chun.
No. 265 "A BILL FOR AN ACT RELATING TO MANDATORY HEALTH COVERAGE FOR ACUPUNCTURE SERVICES."	No. 278 "A BILL FOR AN ACT RELATING TO FUNDS."
Introduced by: Senator Kokubun.	Introduced by: Senators Kawamoto, Chun.
No. 266 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE VIOLATIONS."	No. 279 "A BILL FOR AN ACT RELATING TO FUNDS."
Introduced by: Senator Kokubun.	Introduced by: Senators Kawamoto, Chun.
No. 267 "A BILL FOR AN ACT RELATING TO PUBLIC DISPLAY."	No. 280 "A BILL FOR AN ACT RELATING TO GENERAL OBLIGATION BONDS."
Introduced by: Senator Kokubun.	Introduced by: Senators Kawamoto, Chun.
No. 268 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM."	No. 281 "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES AND PURCHASES OF SERVICE."
Introduced by: Senators Chun, Tam, Hanabusa.	Introduced by: Senators Kawamoto, Chun.
No. 269 "A BILL FOR AN ACT RELATING TO ELECTRICAL COOPERATIVES."	No. 282 "A BILL FOR AN ACT RELATING TO PUBLIC MONEY AND CONTRACTS."
Introduced by: Senator Chun, by request.	Introduced by: Senators Kawamoto, Chun.
No. 270 "A BILL FOR AN ACT RELATING TO CONSUMER COOPERATIVES."	No. 283 "A BILL FOR AN ACT RELATING TO STATE BONDS."
Introduced by: Senator Chun, by request.	Introduced by: Senators Kawamoto, Chun.
No. 271 "A BILL FOR AN ACT RELATING TO BOATING SAFETY."	No. 284 "A BILL FOR AN ACT RELATING TO FINANCES."
Introduced by: Senator Nakata.	Introduced by: Senators Kawamoto, Chun.
No. 272 "A BILL FOR AN ACT RELATING TO BOATING SAFETY."	No. 285 "A BILL FOR AN ACT RELATING TO FINANCES."
Introduced by: Senator Nakata.	Introduced by: Senators Kawamoto, Chun.
No. 273 "A BILL FOR AN ACT RELATING TO HIGHWAYS."	No. 286 "A BILL FOR AN ACT RELATING TO STATE FUNDS."
Introduced by: Senators Kim, Matsuura, Buen, Kanno, Hogue, Chun, English, Menor, Kokubun, Tam, Sakamoto,	Introduced by: Senators Kawamoto, Chun.
	No. 287 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Senators Kawamoto, Chun.

No. 288 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Senators Kawamoto, Chun.

No. 289 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Kawamoto, Chun.

No. 290 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Kawamoto, Chun.

No. 291 "A BILL FOR AN ACT RELATING TO THE BUDGET."

Introduced by: Senators Kawamoto, Chun.

No. 292 "A BILL FOR AN ACT RELATING TO REVENUES."

Introduced by: Senators Kawamoto, Chun.

No. 293 "A BILL FOR AN ACT RELATING TO REVENUES."

Introduced by: Senators Chun, Kawamoto.

No. 294 "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT IN HAWAII."

Introduced by: Senators Chun, Kawamoto.

No. 295 "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT IN HAWAII."

Introduced by: Senators Chun, Kawamoto.

No. 296 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senators Chun, Kawamoto.

No. 297 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senators Chun, Kawamoto.

No. 298 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senators Chun, Kawamoto.

No. 299 "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY."

Introduced by: Senators Chun, Kawamoto.

No. 300 "A BILL FOR AN ACT RELATING TO RECREATION."

Introduced by: Senators Chun, Kawamoto.

No. 301 "A BILL FOR AN ACT RELATING TO RECREATION."

Introduced by: Senators Chun, Kawamoto.

No. 302 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Senators Chun, Kawamoto.

No. 303 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Senators Chun, Kawamoto.

No. 304 "A BILL FOR AN ACT RELATING TO INTERNATIONAL BUSINESS."

Introduced by: Senators Chun, Kawamoto.

No. 305 "A BILL FOR AN ACT RELATING TO THE ECONOMY."

Introduced by: Senators Chun, Kawamoto.

No. 306 "A BILL FOR AN ACT RELATING TO COMMUNITY BASED ECONOMIC DEVELOPMENT."

Introduced by: Senators Chun, Kawamoto.

No. 307 "A BILL FOR AN ACT RELATING TO THE FOREIGN TRADE ZONE."

Introduced by: Senators Chun, Kawamoto.

No. 308 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Senators Chun, Kawamoto.

No. 309 "A BILL FOR AN ACT RELATING TO THE HAWAII STRATEGIC DEVELOPMENT CORPORATION."

Introduced by: Senators Chun, Kawamoto.

No. 310 "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT AUTHORITY."

Introduced by: Senators Chun, Kawamoto.

No. 311 "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION."

Introduced by: Senators Chun, Kawamoto.

No. 312 "A BILL FOR AN ACT RELATING TO BANKING."

Introduced by: Senators Chun, Kawamoto.

No. 313 "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS."

Introduced by: Senators Chun, Kawamoto.

No. 314 "A BILL FOR AN ACT RELATING TO BUSINESS REGULATION."

Introduced by: Senators Chun, Kawamoto.

No. 315 "A BILL FOR AN ACT RELATING TO COMMUNICATIONS."

Introduced by: Senators Chun, Kawamoto.

No. 316 "A BILL FOR AN ACT RELATING TO COMMUNICATIONS."

Introduced by: Senators Chun, Kawamoto.

No. 317 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Senators Chun, Kawamoto.

No. 318 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Senators Chun, Kawamoto.

No. 319 "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES."

Introduced by: Senators Chun, Kawamoto.

No. 320 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Chun, Kawamoto.

No. 321 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Chun, Kawamoto.

No. 322 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Chun, Kawamoto.

No. 323 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Chun, Kawamoto.

No. 324 "A BILL FOR AN ACT RELATING TO INTERSTATE BANKING."

Introduced by: Senators Chun, Kawamoto.

No. 325 "A BILL FOR AN ACT RELATING TO PROFESSIONS AND VOCATIONS."

Introduced by: Senators Chun, Kawamoto.

No. 326 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senators Chun, Kawamoto.

No. 327 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senators Chun, Kawamoto.

No. 328 "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS."

Introduced by: Senators Chun, Kawamoto.

No. 329 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senators Chun, Kawamoto.

No. 330 "A BILL FOR AN ACT RELATING TO

CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senators Chun, Kawamoto.

No. 331 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Chun, Kawamoto.

No. 332 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Chun, Kawamoto.

No. 333 "A BILL FOR AN ACT RELATING TO LEASEHOLDS."

Introduced by: Senators Chun, Kawamoto.

No. 334 "A BILL FOR AN ACT RELATING TO THE LANDLORD TENANT CODE."

Introduced by: Senators Chun, Kawamoto.

No. 335 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Senators Chun, Kawamoto.

No. 336 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senators Kawamoto, Chun.

No. 337 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senators Kawamoto, Chun.

No. 338 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senators Kawamoto, Chun.

No. 339 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senators Kawamoto, Chun.

No. 340 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senators Kawamoto, Chun.

No. 341 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senators Kawamoto, Chun.

No. 342 "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL AFFAIRS."

Introduced by: Senators Kawamoto, Chun.

No. 343 "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL AFFAIRS."

Introduced by: Senators Kawamoto, Chun.

No. 344 "A BILL FOR AN ACT RELATING TO FEDERAL GOVERNMENT."

Introduced by: Senators Kawamoto, Chun.

No. 345 "A BILL FOR AN ACT RELATING TO FEDERAL GOVERNMENT."

Introduced by: Senators Kawamoto, Chun.

No. 346 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senators Chun, Kawamoto.

No. 347 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Chun, Kawamoto.

No. 348 "A BILL FOR AN ACT RELATING TO TRAINING."

Introduced by: Senators Chun, Kawamoto.

No. 349 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Chun, Kawamoto.

No. 350 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senators Chun, Kawamoto.

No. 351 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senators Chun, Kawamoto.

No. 352 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senators Chun, Kawamoto.

No. 353 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators Kawamoto, Chun.

No. 354 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators Kawamoto, Chun.

No. 355 "A BILL FOR AN ACT RELATING TO HUNTING."

Introduced by: Senators Kawamoto, Chun.

No. 356 "A BILL FOR AN ACT RELATING TO ECOLOGY."

Introduced by: Senators Kawamoto, Chun.

No. 357 "A BILL FOR AN ACT RELATING TO ENDANGERED SPECIES."

Introduced by: Senators Kawamoto, Chun.

No. 358 "A BILL FOR AN ACT RELATING TO ENVIRONMENT."

Introduced by: Senators Kawamoto, Chun.

No. 359 "A BILL FOR AN ACT RELATING TO ENVIRONMENT."

Introduced by: Senators Kawamoto, Chun.

No. 360 "A BILL FOR AN ACT RELATING TO ENVIRONMENT."

Introduced by: Senators Kawamoto, Chun.

No. 361 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."

Introduced by: Senators Kawamoto, Chun.

No. 362 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Kawamoto, Chun.

No. 363 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Kawamoto, Chun.

No. 364 "A BILL FOR AN ACT RELATING TO PLANNING."

Introduced by: Senators Kawamoto, Chun.

No. 365 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senators Kawamoto, Chun.

No. 366 "A BILL FOR AN ACT RELATING TO WATER."

Introduced by: Senators Kawamoto, Chun.

No. 367 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

Introduced by: Senators Chun, Kawamoto.

No. 368 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Chun, Kawamoto.

No. 369 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Chun, Kawamoto.

No. 370 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Chun, Kawamoto.

No. 371 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Chun, Kawamoto.

No. 372 "A BILL FOR AN ACT RELATING TO AQUACULTURE."

Introduced by: Senators Chun, Kawamoto.

No. 373 "A BILL FOR AN ACT RELATING TO AQUACULTURE."

Introduced by: Senators Chun, Kawamoto.

No. 374 "A BILL FOR AN ACT RELATING TO MARICULTURE."

Introduced by: Senators Chun, Kawamoto.

No. 375 "A BILL FOR AN ACT RELATING TO MARICULTURE."

Introduced by: Senators Chun, Kawamoto.

No. 376 "A BILL FOR AN ACT RELATING TO THE ARTS."

Introduced by: Senators Chun, Kawamoto.

No. 377 "A BILL FOR AN ACT RELATING TO THE ARTS."

Introduced by: Senators Chun, Kawamoto.

No. 378 "A BILL FOR AN ACT RELATING TO CULTURE."

Introduced by: Senators Chun, Kawamoto.

No. 379 "A BILL FOR AN ACT RELATING TO CULTURE."

Introduced by: Senators Chun, Kawamoto.

No. 380 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun, Kawamoto.

No. 381 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun, Kawamoto.

No. 382 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun, Kawamoto.

No. 383 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun, Kawamoto.

No. 384 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Senators Chun, Kawamoto.

No. 385 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Senators Chun, Kawamoto.

No. 386 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Senators Chun, Kawamoto.

No. 387 "A BILL FOR AN ACT RELATING TO LIBRARIES."

Introduced by: Senators Chun, Kawamoto.

No. 388 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Senators Chun, Kawamoto.

No. 389 "A BILL FOR AN ACT RELATING TO CULTURAL AND HISTORIC PRESERVATION."

Introduced by: Senators Chun, Kawamoto.

No. 390 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Chun, Kawamoto.

No. 391 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Chun, Kawamoto.

No. 392 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Chun, Kawamoto.

No. 393 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Chun, Kawamoto.

No. 394 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senators Chun, Kawamoto.

No. 395 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senators Chun, Kawamoto.

No. 396 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senators Chun, Kawamoto.

No. 397 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senators Chun, Kawamoto.

No. 398 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."

Introduced by: Senators Chun, Kawamoto.

No. 399 "A BILL FOR AN ACT RELATING TO MEDQUEST."

Introduced by: Senators Chun, Kawamoto.

No. 400 "A BILL FOR AN ACT RELATING TO THE ELDERLY."

Introduced by: Senators Chun, Kawamoto.

No. 401 "A BILL FOR AN ACT RELATING TO

MINORS.”

Introduced by: Senators Chun, Kawamoto.

No. 402 “A BILL FOR AN ACT RELATING TO STATE GOVERNMENT.”

Introduced by: Senators Chun, Kawamoto.

No. 403 “A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE.”

Introduced by: Senators Chun, Kawamoto.

No. 404 “A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE.”

Introduced by: Senators Chun, Kawamoto.

No. 405 “A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS.”

Introduced by: Senators Chun, Kawamoto.

No. 406 “A BILL FOR AN ACT RELATING TO GOVERNMENT EFFICIENCY.”

Introduced by: Senators Chun, Kawamoto.

No. 407 “A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE.”

Introduced by: Senators Chun, Kawamoto.

No. 408 “A BILL FOR AN ACT RELATING TO CONTRACTS.”

Introduced by: Senators Chun, Kawamoto.

No. 409 “A BILL FOR AN ACT RELATING TO CIVIL DEFENSE.”

Introduced by: Senators Chun, Kawamoto.

No. 410 “A BILL FOR AN ACT RELATING TO TRANSPORTATION.”

Introduced by: Senators Chun, Kawamoto.

No. 411 “A BILL FOR AN ACT RELATING TO TRANSPORTATION.”

Introduced by: Senators Chun, Kawamoto.

No. 412 “A BILL FOR AN ACT RELATING TO VETERANS.”

Introduced by: Senators Chun, Kawamoto.

No. 413 “A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS.”

Introduced by: Senators Chun, Kawamoto.

No. 414 “A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS.”

Introduced by: Senators Chun, Kawamoto.

No. 415 “A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS.”

Introduced by: Senators Kawamoto, Chun.

No. 416 “A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS.”

Introduced by: Senators Kawamoto, Chun.

No. 417 “A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS.”

Introduced by: Senators Kawamoto, Chun.

No. 418 “A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS.”

Introduced by: Senators Kawamoto, Chun.

No. 419 “A BILL FOR AN ACT RELATING TO HAWAIIAN CLAIMS.”

Introduced by: Senators Kawamoto, Chun.

No. 420 “A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS.”

Introduced by: Senators Kawamoto, Chun.

No. 421 “A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS.”

Introduced by: Senators Kawamoto, Chun.

No. 422 “A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING.”

Introduced by: Senators Kawamoto, Chun.

No. 423 “A BILL FOR AN ACT RELATING TO CIVIL PROCEEDINGS.”

Introduced by: Senators Kawamoto, Chun.

No. 424 “A BILL FOR AN ACT RELATING TO COURTS.”

Introduced by: Senators Kawamoto, Chun.

No. 425 “A BILL FOR AN ACT RELATING TO CRIME.”

Introduced by: Senators Kawamoto, Chun.

No. 426 “A BILL FOR AN ACT RELATING TO CRIME.”

Introduced by: Senators Kawamoto, Chun.

No. 427 “A BILL FOR AN ACT RELATING TO ELECTIONS.”

Introduced by: Senators Kawamoto, Chun.

No. 428 “A BILL FOR AN ACT RELATING TO FIREARMS.”

Introduced by: Senators Kawamoto, Chun.

No. 429 “A BILL FOR AN ACT RELATING TO MARRIAGE.”

- Introduced by: Senators Kawamoto, Chun.
- No. 430 "A BILL FOR AN ACT RELATING TO PROBATE."
- Introduced by: Senators Kawamoto, Chun.
- No. 431 "A BILL FOR AN ACT RELATING TO PROTECTIVE SERVICES."
- Introduced by: Senators Kawamoto, Chun.
- No. 432 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- Introduced by: Senators Kawamoto, Chun.
- No. 433 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- Introduced by: Senators Kawamoto, Chun.
- No. 434 "A BILL FOR AN ACT RELATING TO THE ATTORNEY GENERAL."
- Introduced by: Senators Kawamoto, Chun.
- No. 435 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."
- Introduced by: Senators Kawamoto, Chun.
- No. 436 "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE."
- Introduced by: Senators Kawamoto, Chun.
- No. 437 "A BILL FOR AN ACT RELATING TO ETHICS."
- Introduced by: Senators Kawamoto, Chun.
- No. 438 "A BILL FOR AN ACT RELATING TO PRISONS."
- Introduced by: Senators Kawamoto, Chun.
- No. 439 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SMALL BUSINESS DEVELOPMENT CENTER AT THE UNIVERSITY OF HAWAII AT HILO."
- Introduced by: Senators Inouye, Kokubun, Matsuura.
- No. 440 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- Introduced by: Senators Hanabusa, Matsuura, Buen, Nakata, Kanno, Tam, English, Ige, Kawamoto, Chun Oakland, Taniguchi, Kokubun, Chun.
- No. 441 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOME LANDS COMMISSION ACT."
- Introduced by: Senators Hanabusa, Matsuura, Chun, Buen, Nakata, English, Kanno, Chun Oakland, Hogue, Slom, Ige, Ihara, Tam, Kawamoto, Taniguchi, Kokubun.
- No. 442 "A BILL FOR AN ACT RELATING TO DENTISTRY."
- Introduced by: Senators Hanabusa, Matsuura, Chun, Buen, Nakata, English, Chun Oakland, Hogue, Ige, Tam, Slom, Chumbley, Kawamoto, Kokubun.
- No. 443 "A BILL FOR AN ACT RELATING TO SUBMINIMUM WAGES FOR TIPPED EMPLOYEES."
- Introduced by: Senators Hanabusa, Buen, Chun Oakland, Kim, Taniguchi, Chun, Nakata, Tam, Matsuura.
- No. 444 "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE."
- Introduced by: Senators Hanabusa, Buen, Chun Oakland, Fukunaga, Taniguchi, Nakata, Tam, Matsuura.
- No. 445 "A BILL FOR AN ACT RELATING TO MEAL BREAKS."
- Introduced by: Senators Hanabusa, Buen, Nakata, Matsuura, Tam, Chun Oakland, Fukunaga, Kim, Chun.
- No. 446 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION."
- Introduced by: Senators Hanabusa, Buen, Chun Oakland, Fukunaga, Chun, Nakata, Tam, Matsuura.
- No. 447 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."
- Introduced by: Senators Hanabusa, Buen, Fukunaga, Chun, Taniguchi, Nakata, Tam, Matsuura.
- No. 448 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."
- Introduced by: Senators Hanabusa, Buen, Chun Oakland, Fukunaga, Nakata, Tam, Matsuura.
- No. 449 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."
- Introduced by: Senators Hanabusa, Buen, Chun Oakland, Fukunaga, Kim, Taniguchi, Nakata, Matsuura, Tam.
- No. 450 "A BILL FOR AN ACT RELATING TO GOVERNMENT SERVICE CONTRACTS."
- Introduced by: Senators Hanabusa, Buen, Chun Oakland, Fukunaga, Nakata, Taniguchi, Tam, Matsuura.
- No. 451 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REPRESENTATION OF HAWAII AT THE FESTIVAL OF PACIFIC ARTS."
- Introduced by: Senator Hanabusa, by request.
- No. 452 "A BILL FOR AN ACT RELATING TO FLOURIDATION OF HAWAII'S WATER SUPPLY."
- Introduced by: Senators Slom, Tam, Chun Oakland, Hemmings.
- No. 453 "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS."
- Introduced by: Senators Slom, Chumbley, Buen, Hogue, Kawamoto, Taniguchi, Kokubun, Chun Oakland, Sakamoto, Hemmings, Hanabusa.

No. 454 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senators Slom, Hemmings, Hogue, Chumbley, Buen, Tam, Kawamoto, Kokubun, Chun Oakland, Hanabusa, Sakamoto.

No. 455 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senators Slom, Hemmings, Hogue, Buen, Tam, Kawamoto, Taniguchi, Kokubun, Chun Oakland, Hanabusa, Sakamoto.

No. 456 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATION TAX."

Introduced by: Senators Slom, Buen, Hemmings.

No. 457 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE PURCHASE AND REDEVELOPMENT OF THE MOLOKAI ELECTRIC POWER PLANT SITE."

Introduced by: Senators Buen, Menor, Hanabusa, Chumbley, Tam, English, Chun, Inouye, Kawamoto, Taniguchi, Kim.

No. 458 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senators Buen, Kanno, Hanabusa, Tam, Slom, Matsuura, Kawamoto, Kim.

No. 459 "A BILL FOR AN ACT RELATING TO THE KAHULUI ARMORY."

Introduced by: Senators Buen, Kawamoto, Hemmings, Tam, Matsuura.

No. 460 "A BILL FOR AN ACT RELATING TO THE STATE WATER CODE."

Introduced by: Senators Buen, Inouye, Hogue, Matsuura, Kokubun, Chun, Kawamoto, Nakata, Hanabusa, Kim.

No. 461 "A BILL FOR AN ACT RELATING TO IDENTIFICATION."

Introduced by: Senators Chumbley, Chun Oakland, Kanno, Fukunaga, Ihara, Ige, Buen, Kawamoto.

No. 462 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FAMILIES FOR R.E.A.L. (RESOURCES FOR EARLY ACCESS TO LEARNING)."

Introduced by: Senators Chun Oakland, Kanno, Matsuura, Ige, Chumbley, Ihara.

No. 463 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PAPA OLA LOKAHI FOR NATIVE HAWAIIAN HEALTH."

Introduced by: Senators Chun Oakland, Kanno, Matsuura, Ihara.

No. 464 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SIGN LANGUAGE INTERPRETERS."

Introduced by: Senators Chun Oakland, Kanno, Taniguchi, Matsuura, Ihara.

No. 465 "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS."

Introduced by: Senators Chun Oakland, Chumbley, Kanno, Matsuura.

No. 466 "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE HOMES."

Introduced by: Senators Chun Oakland, Kanno, Ihara.

No. 467 "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES."

Introduced by: Senators Chun Oakland, Fukunaga.

No. 468 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."

Introduced by: Senators Chun Oakland, Chumbley, Kanno.

No. 469 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PARKING FOR PERSONS WITH DISABILITIES."

Introduced by: Senator Kim.

No. 470 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Ige, by request.

No. 471 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senator Chumbley.

No. 472 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Chumbley, Buen, English.

No. 473 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Chumbley.

No. 474 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HANA COMMUNITY HEALTH CENTER."

Introduced by: Senators Chumbley, English, Buen.

No. 475 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO STUDY THE FEASIBILITY OF CREATING A LOOKOUT AT HO'OKIPA ON THE HANA HIGHWAY."

Introduced by: Senators Chumbley, English, Buen.

No. 476 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PLAN AND DEVELOP THE HAWAII GERIATRIC RESEARCH AND TRAINING CENTER AT KULA HOSPITAL."

Introduced by: Senators Chumbley, English, Buen.

No. 477 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 6, OF THE HAWAII CONSTITUTION, TO CHANGE THE ELIGIBILITY TO SERVE AS A MEMBER OF THE SENATE OR HOUSE OF REPRESENTATIVES."

Introduced by: Senator Chumbley.

No. 478 "A BILL FOR AN ACT RELATING TO PATHOLOGICAL INTOXICATION."

Introduced by: Senator Chumbley.

No. 479 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS."

Introduced by: Senator Chumbley.

No. 480 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HANA HIGH SCHOOL."

Introduced by: Senators Chumbley, Buen, English.

No. 481 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Chumbley.

No. 482 "A BILL FOR AN ACT RELATING TO CHECK CASHING."

Introduced by: Senators Chumbley, English.

No. 483 "A BILL FOR AN ACT RELATING TO RESTRAINT OF TRADE."

Introduced by: Senators Menor, Chumbley.

No. 484 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES."

Introduced by: Senators Inouye, Kokubun, Matsuura.

No. 485 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAUAI FOOD BANK, INC."

Introduced by: Senators Chumbley, Chun.

No. 486 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION."

Introduced by: Senator Chumbley.

No. 487 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Senator Chumbley.

No. 488 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senator Chumbley.

No. 489 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TARO RESEARCH."

Introduced by: Senator Chumbley.

No. 490 "A BILL FOR AN ACT RELATING TO DISPOSITION OF CONVICTED DEFENDANTS."

Introduced by: Senator Chumbley.

No. 491 "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."

Introduced by: Senator Chumbley.

No. 492 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Chumbley.

No. 493 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS."

Introduced by: Senators Hanabusa, Nakata, Buen, Chun, Matsuura, Matsunaga, Chumbley, Tam, Kokubun, Taniguchi, Ige, Kim, English, Slom, Kawamoto.

No. 494 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER."

Introduced by: Senators Hanabusa, Chun, Nakata, Tam, Matsuura, Buen, Kanno, Menor, Kim.

No. 495 "A BILL FOR AN ACT RELATING TO HALFWAY HOUSES."

Introduced by: Senators Hanabusa, Kanno, Nakata, Tam, Buen, Menor.

No. 496 "A BILL FOR AN ACT RELATING TO STATE FOUNDATION ON CULTURE AND THE ARTS."

Introduced by: Senators Hanabusa, Chun, Kokubun.

No. 497 "A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT."

Introduced by: Senators Hanabusa, Chun, Kokubun.

No. 498 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NANAKULI HOMESTEAD CEMETERY."

Introduced by: Senators Hanabusa, Chun, Kokubun.

No. 499 "A BILL FOR AN ACT RELATING TO LEAVE SHARING."

Introduced by: Senators Hanabusa, Chun, Kokubun.

No. 500 "A BILL FOR AN ACT RELATING TO DILLINGHAM AIRFIELD."

Introduced by: Senator Hanabusa, by request.

No. 501 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT AND PRIVATIZATION."

Introduced by: Senators Slom, Hemmings, Hogue.

No. 502 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senators Hemmings, Hogue, Slom.

No. 503 "A BILL FOR AN ACT RELATING TO FOOD AND MEDICINE."

Introduced by: Senators Hemmings, Hogue, Slom.

No. 504 "A BILL FOR AN ACT RELATING TO RENEGOTIATING THE FELIX V. CAYETANO CONSENT DECREE."

Introduced by: Senators Hogue, Slom, Hemmings.

No. 505 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Hogue, Slom, Hemmings.

No. 506 "A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE."

Introduced by: Senators Hogue, Slom, Hemmings.

No. 507 "A BILL FOR AN ACT RELATING TO SCHOOLS."

Introduced by: Senators Hogue, Hemmings, Slom.

No. 508 "A BILL FOR AN ACT RELATING TO VICE-PRINCIPALS."

Introduced by: Senators Hogue, Hemmings, Slom.

No. 509 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTIONS 2 AND 3, OF THE HAWAII CONSTITUTION RELATING TO THE BOARD OF EDUCATION."

Introduced by: Senators Hogue, Slom, Hemmings.

No. 510 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION TAX CREDITS."

Introduced by: Senators Hogue, Slom, Hemmings.

No. 511 "A BILL FOR AN ACT RELATING TO TUITION WAIVERS FOR PUBLIC SCHOOL TEACHERS."

Introduced by: Senators Hogue, Slom, Hemmings.

No. 512 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION."

Introduced by: Senators Hogue, Slom, Hemmings.

No. 513 "A BILL FOR AN ACT RELATING TO THE FELIX V. CAYETANO CONSENT DECREE."

Introduced by: Senators Hogue, Slom, Hemmings.

No. 514 "A BILL FOR AN ACT RELATING TO BILLING ERRORS."

Introduced by: Senator Hemmings.

No. 515 "A BILL FOR AN ACT RELATING TO THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY."

Introduced by: Senators Hemmings, Hogue, Slom.

No. 516 "A BILL FOR AN ACT RELATING TO DOGS."

Introduced by: Senator Hemmings.

No. 517 "A BILL FOR AN ACT RELATING TO THE WAIMANALO PUBLIC LIBRARY."

Introduced by: Senators Hemmings, Hogue, Slom.

No. 518 "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND."

Introduced by: Senators Hemmings, Hogue, Slom.

No. 519 "A BILL FOR AN ACT RELATING TO KAILUA/WAIMANALO BAY."

Introduced by: Senators Hemmings, Hogue, Slom.

No. 520 "A BILL FOR AN ACT RELATING TO TEACHERS."

Introduced by: Senators Sakamoto, Tam, Chumbley, Kawamoto, Menor, Chun Oakland.

No. 521 "A BILL FOR AN ACT RELATING TO AN EDUCATION RESEARCH AND DEVELOPMENT REVOLVING FUND."

Introduced by: Senators Sakamoto, Chumbley, Kawamoto, English, Ige, Menor, Chun Oakland.

No. 522 "A BILL FOR AN ACT RELATING TO THE EDUCATION STOREROOM."

Introduced by: Senators Sakamoto, Tam, Chumbley, Kawamoto, English, Hogue, Ige, Menor, Chun Oakland.

No. 523 "A BILL FOR AN ACT RELATING TO APPOINTED PUBLIC OFFICIALS."

Introduced by: Senators Sakamoto, Tam, Chumbley, Kawamoto, English, Hogue, Ige, Menor, Chun Oakland.

No. 524 "A BILL FOR AN ACT RELATING TO PRINCIPALS AND VICE-PRINCIPALS."

Introduced by: Senators Sakamoto, Tam, Chumbley, Kawamoto, English, Hogue, Ige, Menor, Chun Oakland.

No. 525 "A BILL FOR AN ACT RELATING TO TEXTBOOKS."

Introduced by: Senators Sakamoto, Matsunaga, Chumbley, Chun Oakland, Kawamoto, Menor, Hogue, English, Tam, Ige.

No. 526 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Matsunaga, English, Chumbley, Chun Oakland, Kawamoto, Menor, Hogue, Tam, Ige.

No. 527 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chumbley, Chun Oakland, Matsunaga, Kawamoto, Menor, Hogue, English, Tam, Ige.

No. 528 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Matsunaga, English, Chumbley, Chun Oakland, Kawamoto, Menor, Hogue, Tam, Ige.

No. 529 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STUDENT ACTIVITIES COORDINATORS AND HIGH SCHOOL CLASS ADVISORS."

Introduced by: Senators Sakamoto, Chun Oakland, Matsunaga, Tam, Chumbley, Kawamoto, Menor, English, Ige.

No. 530 "A BILL FOR AN ACT RELATING TO SCHOOL ADMINISTRATORS."

Introduced by: Senators Sakamoto, Matsunaga, Chumbley, Chun Oakland, Menor, Kawamoto, Hogue, English, Ige.

No. 531 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Matsunaga, Chumbley, Chun Oakland, Kawamoto, Menor, Hogue, English, Tam, Ige.

No. 532 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Matsunaga, Chumbley, Chun Oakland, Kawamoto, Menor, Hogue, English, Ige.

No. 533 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Matsunaga, Chumbley, Chun Oakland, Kawamoto, Menor, Hogue, English, Tam, Ige.

No. 534 "A BILL FOR AN ACT RELATING TO MASTER TEACHERS."

Introduced by: Senators Sakamoto, Chumbley, Chun Oakland, Matsunaga, Kawamoto, Menor, Hogue, English, Tam, Ige.

No. 535 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chumbley, Chun Oakland, Matsunaga, Kawamoto, Menor, Hogue, English, Ige, Tam.

No. 536 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Kawamoto, Menor.

No. 537 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION."

Introduced by: Senators Sakamoto, Chumbley, Chun Oakland, Matsunaga, Kawamoto, Menor, English, Tam, Ige.

No. 538 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCHOOL CLUB ADVISORS."

Introduced by: Senators Sakamoto, Chun Oakland,

Kawamoto, Menor, Tam, Ige.

No. 539 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Kawamoto, Menor, Tam, Ige.

No. 540 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Sakamoto, Kawamoto, Matsuura.

No. 541 "A BILL FOR AN ACT RELATING TO SIGNATURES."

Introduced by: Senators Sakamoto, Kawamoto, Matsuura, Menor.

No. 542 "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY DEVELOPMENT."

Introduced by: Senators Tam, Kanno, Slom.

No. 543 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RECRUIT INVESTMENT FROM PACIFIC RIM COUNTRIES IN SUPPORT OF COMMUNITY-BASED ECONOMIC DEVELOPMENT."

Introduced by: Senators Tam, Hogue, Chumbley, Taniguchi.

No. 544 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."

Introduced by: Senators Tam, Kanno, Hogue, Taniguchi, Chumbley, Buen, Inouye.

No. 545 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PACON INTERNATIONAL."

Introduced by: Senators Tam, Kanno, Hogue, Taniguchi, Chumbley, Buen, Menor, Inouye, English.

No. 546 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Senators Tam, Kanno, Hogue, English, Menor.

No. 547 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION TO EXPAND THE AGRICULTURAL LOAN FUND."

Introduced by: Senators Tam, Slom, Ihara, Ige.

No. 548 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

Introduced by: Senators Tam, Slom, Ihara, Ige.

No. 549 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF MANUFACTURING EXTENSION PROGRAMS."

Introduced by: Senators Tam, Slom, Ihara, Ige.

No. 550 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO REPAIR AND MAINTAIN STATE-OWNED SMALL BOAT RECREATIONAL HARBORS."

Introduced by: Senators Tam, Slom, Ihara, Ige.

No. 551 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."

Introduced by: Senators Tam, Ige, Ihara.

No. 552 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A KOREAN WAR MUSEUM."

Introduced by: Senators Tam, Kim, Ihara, Ige.

No. 553 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senators Tam, Slom.

No. 554 "A BILL FOR AN ACT RELATING TO SHARK FINNING."

Introduced by: Senators Tam, Slom.

No. 555 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Sakamoto, Chun, Oakland, Kawamoto, Chumbley.

No. 556 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Sakamoto, Ige, Kawamoto, Chumbley.

No. 557 "A BILL FOR AN ACT RELATING TO WAGE AND HOUR LAW."

Introduced by: Senators Sakamoto, Chun, Matsuura, Chun, Oakland, Kokubun.

No. 558 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senators Sakamoto, Kawamoto, Chumbley, Taniguchi.

No. 559 "A BILL FOR AN ACT RELATING TO PROFESSIONAL SERVICE CONTRACTS."

Introduced by: Senators Sakamoto, Chun, Oakland, Ige, Kawamoto, Chumbley.

No. 560 "A BILL FOR AN ACT RELATING TO TEACHERS."

Introduced by: Senator Sakamoto.

No. 561 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 562 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hogue, Tam, Menor, Ige, Slom, Ihara, Nakata, Kawamoto, Kanno.

No. 563 "A BILL FOR AN ACT RELATING TO STUDENT TRANSPORTATION."

Introduced by: Senators Sakamoto, Tam, Menor, English, Hogue, Buen, Ige, Nakata, Ihara, Chumbley, Kanno.

No. 564 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Matsunaga, Tam, Menor, Slom, Kawamoto, Ige, Nakata, Ihara, Kanno.

No. 565 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chumbley, Kanno, English, Menor, Tam, Slom, Kawamoto, Ihara, Ige, Nakata.

No. 566 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hogue, Tam, Buen, Chumbley, Menor, Slom, English, Ihara, Ige, Nakata.

No. 567 "A BILL FOR AN ACT RELATING TO PERFORMANCE-BASED BUDGETING."

Introduced by: Senators Sakamoto, Hogue, Tam, Menor, Slom, English, Kanno, Buen, Ihara, Ige, Chumbley.

No. 568 "A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW."

Introduced by: Senators Sakamoto, Hogue, Slom, English.

No. 569 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF THE LEGISLATIVE ANALYST."

Introduced by: Senators Sakamoto, English, Chun, Chumbley, Kawamoto, Matsuura, Menor, Tam, Hanabusa, Buen, Fukunaga, Kokubun, Slom, Hogue, Ihara, Ige, Kanno, Nakata.

No. 570 "A BILL FOR AN ACT RELATING TO SUBMISSION OF REPORTS TO THE LEGISLATURE."

Introduced by: Senators Sakamoto, Hogue, Slom, English, Nakata, Ihara, Ige, Chumbley, Kanno.

No. 571 "A BILL FOR AN ACT RELATING TO PERFORMANCE-BASED BUDGETING."

Introduced by: Senators Sakamoto, Chumbley, English, Tam, Menor, Slom, Kawamoto, Ihara, Ige, Kanno.

No. 572 "A BILL FOR AN ACT RELATING TO CIVIL JUSTICE REFORM."

Introduced by: Senator Sakamoto.

No. 573 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Sakamoto.

No. 574 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Sakamoto.

No. 575 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Sakamoto.	No. 589 "A BILL FOR AN ACT RELATING TO DENTAL INSURANCE."
No. 576 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."	Introduced by: Senators Menor, Taniguchi.
Introduced by: Senator Sakamoto.	No. 590 "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS."
No. 577 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."	Introduced by: Senators Menor, by request, Bunda.
Introduced by: Senator Sakamoto.	No. 591 "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPISTS."
No. 578 "A BILL FOR AN ACT RELATING TO EDUCATION."	Introduced by: Senator Menor, by request.
Introduced by: Senator Sakamoto.	No. 592 "A BILL FOR AN ACT RELATING TO HURRICANE SHELTERS."
No. 579 "A BILL FOR AN ACT RELATING TO CORPORATE INCOME TAX."	Introduced by: Senator Menor.
Introduced by: Senator Sakamoto.	No. 593 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY."
No. 580 "A BILL FOR AN ACT RELATING TO INFORMED CONSENT FOR ABORTION."	Introduced by: Senator Menor.
Introduced by: Senator Sakamoto.	No. 594 "A BILL FOR AN ACT RELATING TO NEUROTRAUMA."
No. 581 "A BILL FOR AN ACT RELATING TO TRAVEL AGENTS."	Introduced by: Senators Matsuura, Chun Oakland.
Introduced by: Senator Sakamoto.	No. 595 "A BILL FOR AN ACT RELATING TO PUBLIC SERVICE COMPANY TAX."
No. 582 "A BILL FOR AN ACT RELATING TO CYBERSPACE ENTREPRENEURS ACADEMIES."	Introduced by: Senators Matsuura, Buen, English, Kokubun, Hogue, Inouye, Chun.
Introduced by: Senator Sakamoto.	No. 596 "A BILL FOR AN ACT RELATING TO COUNTIES."
No. 583 "A BILL FOR AN ACT RELATING TO THE CONSUMER ADVOCATE."	Introduced by: Senators Matsuura, Kanno, Buen, Hogue.
Introduced by: Senator Sakamoto.	No. 597 "A BILL FOR AN ACT RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES."
No. 584 "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION PERSONNEL."	Introduced by: Senator Matsuura.
Introduced by: Senator Sakamoto.	No. 598 "A BILL FOR AN ACT RELATING TO BIRTH DEFECTS."
No. 585 "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."	Introduced by: Senator Matsuura.
Introduced by: Senators Sakamoto, Chun Oakland, Ihara.	No. 599 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."
No. 586 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KIKALA KEOKEA SUBDIVISION."	Introduced by: Senator Matsuura.
Introduced by: Senators Kokubun, Hanabusa, Chun, Taniguchi.	No. 600 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIAKEAWAENA ELEMENTARY SCHOOL."
No. 587 "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR."	Introduced by: Senator Matsuura.
Introduced by: Senator Kokubun.	No. 601 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XII OF THE CONSTITUTION OF THE STATE OF HAWAII TO ESTABLISH AN OFFICE OF HAWAIIAN HOME LANDS."
No. 588 "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS."	Introduced by: Senator Hanabusa, by request.
Introduced by: Senator Nakata.	No. 602 "A BILL FOR AN ACT RELATING TO

TAXATION.”

Introduced by: Senator Kim, by request.

No. 603 “A BILL FOR AN ACT ADOPTING AN OFFICIAL STATE TARTAN.”

Introduced by: Senator Kim.

No. 604 “A BILL FOR AN ACT RELATING TO TORTS.”

Introduced by: Senators Inouye, English.

No. 605 “A BILL FOR AN ACT RELATING TO STATE LEASES.”

Introduced by: Senators Inouye, Buen, English, Nakata, Chun.

No. 606 “A BILL FOR AN ACT RELATING TO RECYCLED WATER.”

Introduced by: Senators Inouye, Chun Oakland, Ihara, Nakata, Chun, Kokubun.

No. 607 “A BILL FOR AN ACT RELATING TO CONSERVATION DISTRICT.”

Introduced by: Senators Inouye, Ihara.

No. 608 “A BILL FOR AN ACT RELATING TO FOOD ESTABLISHMENTS.”

Introduced by: Senator Ihara, by request.

No. 609 “A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN THE PUBLIC SECTOR.”

Introduced by: Senator Ihara, by request.

No. 610 “A BILL FOR AN ACT RELATING TO REGULATORY LICENSING.”

Introduced by: Senator Ihara, by request.

No. 611 “A BILL FOR AN ACT RELATING TO SENTENCING.”

Introduced by: Senator Ihara, by request.

No. 612 “A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE PUBLIC LIBRARY SYSTEM.”

Introduced by: Senators Ihara, English, Chumbley, Chun Oakland, Kawamoto, Matsunaga.

No. 613 “A BILL FOR AN ACT RELATING TO VOTER REGISTRATION.”

Introduced by: Senators Ihara, Chun Oakland, Fukunaga, Nakata, Buen, Matsunaga, Chumbley, Kokubun, Ige, Kawamoto.

No. 614 “A BILL FOR AN ACT RELATING TO THE WHISTLEBLOWERS’ PROTECTION ACT.”

Introduced by: Senators Nakata, Kanno, Ihara, Chun Oakland, Kokubun, Ige, Chun, Kawamoto, Chumbley, Matsunaga.

No. 615 “A BILL FOR AN ACT RELATING TO ACCESS ORGANIZATIONS.”

Introduced by: Senators Ihara, Chumbley, Matsunaga, Fukunaga.

No. 616 “A BILL FOR AN ACT RELATING TO ELECTIONS.”

Introduced by: Senators Ihara, Chumbley, Matsuura, Matsunaga, Fukunaga.

No. 617 “A BILL FOR AN ACT RELATING TO ELECTIONS.”

Introduced by: Senators Ihara, Chumbley, Matsunaga, Chun.

No. 618 “A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS.”

Introduced by: Senator Ihara, by request.

No. 619 “A BILL FOR AN ACT RELATING TO FEES.”

Introduced by: Senators Ihara, Kawamoto.

No. 620 “A BILL FOR AN ACT MAKING AN APPROPRIATION TO FUND THE SMALL BUSINESS DEFENDER POSITION AND OTHER SUPPORT PERSONNEL ESTABLISHED UNDER ACT 168, SESSION LAWS OF HAWAII 1998.”

Introduced by: Senators Ihara, Tam.

No. 621 “A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET.”

Introduced by: Senators Ihara, English, Chun, Chumbley, Chun Oakland, Kawamoto, Fukunaga, Matsunaga.

No. 622 “A BILL FOR AN ACT RELATING TO PLANTS AND ANIMALS.”

Introduced by: Senators Buen, Kokubun, Kawamoto, Chun, Matsuura, Nakata, Hanabusa.

No. 623 “A BILL FOR AN ACT RELATING TO PUBLIC LANDS.”

Introduced by: Senators Buen, Nakata, Chun, Tam, Matsuura, Hanabusa.

No. 624 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”

Introduced by: Senators Buen, Kokubun, Kawamoto, Chun, Matsuura, Nakata, Hanabusa.

No. 625 “A BILL FOR AN ACT RELATING TO HARBORS.”

Introduced by: Senators Buen, Kokubun, Kawamoto, Matsuura, Menor, Kim, Kanno, Hanabusa.

No. 626 “A BILL FOR AN ACT RELATING TO LABOR AND INDUSTRIAL RELATIONS.”

Introduced by: Senator Slom.

No. 627 “A BILL FOR AN ACT PROPOSING AN

AMENDMENT TO ARTICLE V OF THE HAWAII CONSTITUTION TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL.”

Introduced by: Senators Slom, Hemmings, Hogue.

No. 628 “A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR A UNICAMERAL LEGISLATURE.”

Introduced by: Senators Slom, Hogue.

No. 629 “A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE REFERENDUM, AND RECALL.”

Introduced by: Senator Slom.

No. 630 “A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS.”

Introduced by: Senators Kokubun, Inouye, Tam, Matsuura.

No. 631 “A BILL FOR AN ACT RELATING TO THE PROCUREMENT OF SMALL PURCHASES.”

Introduced by: Senators Kokubun, Tam, Matsuura, Hemmings.

No. 632 “A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE MACADAMIA NUT INDUSTRY.”

Introduced by: Senators Kokubun, Inouye, Matsuura.

No. 633 “A BILL FOR AN ACT MAKING AN APPROPRIATION TO MATCH FEDERAL FUNDS FOR THE HAWAII FORESTRY AND COMMUNITIES INITIATIVE.”

Introduced by: Senators Kokubun, Inouye, Matsuura.

No. 634 “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”

Introduced by: Senators Kokubun, Matsuura.

No. 635 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY-BASED NEEDS ASSESSMENT STUDY OF THE SENIOR POPULATION IN THE KAILUA-KONA AREA OF HAWAII COUNTY.”

Introduced by: Senators Kokubun, Inouye.

No. 636 “A BILL FOR AN ACT RELATING TO INSURANCE.”

Introduced by: Senators Kokubun, Matsunaga, Chumbley.

No. 637 “A BILL FOR AN ACT RELATING TO IDENTIFICATION.”

Introduced by: Senators Buen, Kanno, Chun Oakland, Chun, Tam, Sakamoto, Matsuura, Hanabusa, Kawamoto.

No. 638 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MOLOKAI IRRIGATION

SYSTEM.”

Introduced by: Senators Buen, Nakata, Chun, Kokubun, Hogue, Matsuura, Hanabusa, Kawamoto.

No. 639 “A BILL FOR AN ACT RELATING TO FIREWEED.”

Introduced by: Senators Buen, Nakata, Chumbley, Chun, Kokubun, Matsuura, Hanabusa, Kim, Kawamoto, English, Hogue, Inouye.

No. 640 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”

Introduced by: Senators Buen, Nakata, Chumbley, Chun, Kokubun, Hogue, Matsuura, Hanabusa, Kawamoto, English, Inouye.

No. 641 “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE.”

Introduced by: Senators Matsunaga, Ige, Chumbley, Ihara.

No. 642 “A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT.”

Introduced by: Senators Matsunaga, Ige, Chumbley, Ihara.

No. 643 “A BILL FOR AN ACT RELATING TO DOGS.”

Introduced by: Senators Matsunaga, Ige, Chumbley.

No. 644 “A BILL FOR AN ACT RELATING TO HEIRLOOM MARRIAGE CERTIFICATES.”

Introduced by: Senators Matsunaga, Ige, Chumbley, Ihara.

No. 645 “A BILL FOR AN ACT RELATING TO ELECTRONIC AGE VERIFICATION.”

Introduced by: Senators Matsunaga, Ige, Chumbley.

No. 646 “A BILL FOR AN ACT RELATING TO PASSING A VEHICLE.”

Introduced by: Senator Matsunaga, by request.

No. 647 “A BILL FOR AN ACT MAKING AN APPROPRIATION TO STUDY THE FEASIBILITY OF ESTABLISHING A TECHNOLOGY-FOCUSED, COMMUNITY-BASED CENTER IN WAIALUA TOWN.”

Introduced by: Senator Bunda.

No. 648 “A BILL FOR AN ACT RELATING TO TAXATION.”

Introduced by: Senators Bunda, Taniguchi, Tam.

No. 649 “A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING.”

Introduced by: Senator Bunda.

No. 650 “A BILL FOR AN ACT RELATING TO GAMING.”

Introduced by: Senator Bunda.

No. 651 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Bunda.

No. 652 "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION."

Introduced by: Senator Bunda.

No. 653 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."

Introduced by: Senator Bunda.

No. 654 "A BILL FOR AN ACT RELATING TO MEDICAID."

Introduced by: Senators Bunda, Matsuura, Chun, English, Hanabusa, Kawamoto.

No. 655 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Bunda, by request.

No. 656 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Tam, Slom, Ige, Chun Oakland.

No. 657 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Tam, Slom, Ige, Chun Oakland.

No. 658 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Tam, Slom, Ige, Chun Oakland.

No. 659 "A BILL FOR AN ACT RELATING TO THE INCOME TAX."

Introduced by: Senators Tam, Slom, Kawamoto, Ige, English, Chun Oakland.

No. 660 "A BILL FOR AN ACT RELATING TO THE BUDGET."

Introduced by: Senators Tam, Slom, Kawamoto, Ige, English, Chun Oakland.

No. 661 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senators Tam, Slom, Kawamoto, Ige, English, Chun Oakland.

No. 662 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Senators Tam, Slom, Ige, Chun Oakland.

No. 663 "A BILL FOR AN ACT RELATING TO ALA WAI BOAT HARBOR."

Introduced by: Senators Tam, Ihara, Chun Oakland.

No. 664 "A BILL FOR AN ACT RELATING TO STATE SMALL BOAT HARBORS."

Introduced by: Senators Tam, Ihara, Fukunaga.

No. 665 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Tam, Sakamoto, Menor.

No. 666 "A BILL FOR AN ACT RELATING TO SCHOOLS."

Introduced by: Senators Tam, Sakamoto, Menor.

No. 667 "A BILL FOR AN ACT RELATING TO SCHOOL REGISTRARS."

Introduced by: Senators Tam, Chumbley, Kawamoto, Ige, English, Chun Oakland.

No. 668 "A BILL FOR AN ACT RELATING TO A TASK FORCE AND MASTER PLAN ON COMPUTER AND TECHNOLOGY UTILIZATION IN PUBLIC SCHOOLS."

Introduced by: Senators Tam, Kawamoto, Ige, Chun Oakland.

No. 669 "A BILL FOR AN ACT RELATING TO A VOTING STUDENT ON THE BOARD OF EDUCATION."

Introduced by: Senators Tam, Kawamoto, Ige.

No. 670 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE STUDENT COUNCIL."

Introduced by: Senators Tam, Kawamoto, Ige, Chun Oakland.

No. 671 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION."

Introduced by: Senators Tam, Kawamoto, Ige.

No. 672 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF COMPUTERS FOR PUBLIC HIGH SCHOOLS STATEWIDE."

Introduced by: Senators Tam, Chumbley, Kawamoto, Ige, English, Chun Oakland.

No. 673 "A BILL FOR AN ACT RELATING TO ACUPUNCTURE."

Introduced by: Senators Tam, Kawamoto.

No. 674 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Tam, Chumbley, Kawamoto, Ige, Chun Oakland.

No. 675 "A BILL FOR AN ACT RELATING TO FEDERAL AID."

Introduced by: Senators Tam, Kawamoto, Ige, Chun Oakland.

No. 676 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senators Tam, Chumbley, Kawamoto, Ige, English, Chun Oakland.

No. 677 "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES."

Introduced by: Senators Tam, Kawamoto, Ige, Chun Oakland.

No. 678 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Senators Tam, Kawamoto, Ige, Chun Oakland.

No. 679 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senator Tam.

No. 680 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators Tam, Buen, Kawamoto, Fukunaga.

No. 681 "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSES."

Introduced by: Senators Tam, Kawamoto.

No. 682 "A BILL FOR AN ACT RELATING TO STATEWIDE TRAFFIC CODE."

Introduced by: Senators Tam, Kawamoto.

No. 683 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senators Tam, Kanno, Slom, Ihara.

No. 684 "A BILL FOR AN ACT RELATING TO FEES OF THE SHERIFF'S OFFICE."

Introduced by: Senators Tam, Kanno, Slom, Nakata, Ihara.

No. 685 "A BILL FOR AN ACT RELATING TO PHYSICIAN LICENSURE."

Introduced by: Senators Tam, Menor.

No. 686 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."

Introduced by: Senator Tam.

No. 687 "A BILL FOR AN ACT RELATING TO LIKE KIND AND QUALITY PARTS."

Introduced by: Senator Tam.

No. 688 "A BILL FOR AN ACT RELATING TO REAL PROPERTY APPRAISALS."

Introduced by: Senator Tam.

No. 689 "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS."

Introduced by: Senator Tam.

No. 690 "A BILL FOR AN ACT RELATING TO

RESEARCH AND TECHNOLOGY PARKS."

Introduced by: Senator Tam.

No. 691 "A BILL FOR AN ACT RELATING TO DEVELOPMENT OF AN OCEAN PARK AT KAKA'AKO."

Introduced by: Senator Tam.

No. 692 "A BILL FOR AN ACT RELATING TO THE HONOLULU WATERFRONT."

Introduced by: Senator Tam.

No. 693 "A BILL FOR AN ACT RELATING TO THE DEVELOPMENT OF A MULTI-PURPOSE SPORTS COMPLEX WITH WORLD TRADE OFFICE AND INDUSTRIAL COMPLEX."

Introduced by: Senator Tam.

No. 694 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Tam.

No. 695 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Tam.

No. 696 "A BILL FOR AN ACT RELATING TO GOVERNMENT ACCOUNTING PRINCIPLES."

Introduced by: Senator Tam.

No. 697 "A BILL FOR AN ACT RELATING TO GOVERNMENT ACCOUNTING PRINCIPLES."

Introduced by: Senator Tam.

No. 698 "A BILL FOR AN ACT RELATING TO STATE BONDS."

Introduced by: Senator Taniguchi.

No. 699 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Taniguchi.

No. 700 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES."

Introduced by: Senator Taniguchi.

No. 701 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Taniguchi.

No. 702 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES."

Introduced by: Senator Taniguchi.

No. 703 "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND."

Introduced by: Senator Taniguchi.

No. 704 "A BILL FOR AN ACT RELATING TO CRIME VICTIM COMPENSATION."

Introduced by: Senator Taniguchi.

No. 705 "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."

Introduced by: Senator Bunda.

No. 706 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."

Introduced by: Senators Bunda, Kawamoto, Sakamoto.

No. 707 "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND."

Introduced by: Senator Bunda.

No. 708 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HO'OLANA."

Introduced by: Senators Bunda, Kawamoto.

No. 709 "A BILL FOR AN ACT RELATING TO DEATH WITH DIGNITY."

Introduced by: Senator Bunda.

No. 710 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda.

No. 711 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

Introduced by: Senator Bunda.

No. 712 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Bunda.

No. 713 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HONOLULU SYMPHONY."

Introduced by: Senator Taniguchi.

No. 714 "A BILL FOR AN ACT RELATING TO TRAFFIC PROBLEMS."

Introduced by: Senator Taniguchi.

No. 715 "A BILL FOR AN ACT RELATING TO THE WHISTLEBLOWER PROTECTION ACT."

Introduced by: Senator Taniguchi.

No. 716 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT

PROVIDE HEALTH CARE FACILITIES."

Introduced by: Senator Taniguchi.

No. 717 "A BILL FOR AN ACT RELATING TO ANTITRUST."

Introduced by: Senator Taniguchi, by request.

No. 718 "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS."

Introduced by: Senator Kanno.

No. 719 "A BILL FOR AN ACT RELATING TO INDEMNITY."

Introduced by: Senator Kanno.

No. 720 "A BILL FOR AN ACT RELATING TO PROHIBITION OF DISCRIMINATION BY PUBLIC ENTITIES TOWARDS INDIVIDUALS WITH DISABILITIES."

Introduced by: Senator Kanno.

No. 721 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DOMESTIC VIOLENCE WORKING GROUP."

Introduced by: Senator Kanno.

No. 722 "A BILL FOR AN ACT RELATING TO CHECK CASHING."

Introduced by: Senator Kanno, by request.

No. 723 "A BILL FOR AN ACT RELATING TO PROBATION."

Introduced by: Senators Kanno, Matsuura.

No. 724 "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBERS."

Introduced by: Senators Kanno, Matsuura.

No. 725 "A BILL FOR AN ACT RELATING TO CHILD CUSTODY."

Introduced by: Senators Kanno, Matsuura.

No. 726 "A BILL FOR AN ACT RELATING TO ASSAULT."

Introduced by: Senators Kanno, Matsuura.

No. 727 "A BILL FOR AN ACT RELATING TO EMERGENCY CARE FOR SEXUAL ASSAULT SURVIVORS."

Introduced by: Senator Kanno.

No. 728 "A BILL FOR AN ACT RELATING TO MEAL BREAKS."

Introduced by: Senator Kanno.

No. 729 "A BILL FOR AN ACT RELATING TO LABOR DISPUTES."

- Introduced by: Senator Kanno.
- No. 730 "A BILL FOR AN ACT RELATING TO THE QUEST MEDICAL ASSISTANCE PROGRAM."
- Introduced by: Senator Kanno.
- No. 731 "A BILL FOR AN ACT RELATING TO LANDOWNERS' LIABILITY."
- Introduced by: Senator Kanno.
- No. 732 "A BILL FOR AN ACT RELATING TO A STATE LOTTERY FOR EDUCATION."
- Introduced by: Senator Kanno, by request.
- No. 733 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- Introduced by: Senator Kanno.
- No. 734 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- Introduced by: Senator Kanno.
- No. 735 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES."
- Introduced by: Senator Kanno.
- No. 736 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."
- Introduced by: Senators Chun, Kawamoto.
- No. 737 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."
- Introduced by: Senators Chun, Kawamoto.
- No. 738 "A BILL FOR AN ACT RELATING TO GOVERNMENT."
- Introduced by: Senators Chun, Kawamoto.
- No. 739 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."
- Introduced by: Senator Chun.
- No. 740 "A BILL FOR AN ACT RELATING TO THE PROCESS FOR MANAGED COMPETITION SPECIFIED IN ACT 230, SESSION LAWS OF HAWAII 1998."
- Introduced by: Senator Chun.
- No. 741 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND DEVELOPMENT."
- Introduced by: Senators Chun, Buen.
- No. 742 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senator Chun, by request.
- No. 743 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Chun.
- No. 744 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."
- Introduced by: Senators Chun, Matsuura.
- No. 745 "A BILL FOR AN ACT RELATING TO COUNTIES."
- Introduced by: Senator Chun.
- No. 746 "A BILL FOR AN ACT RELATING TO PARENTAL CONSENT FOR ABORTIONS."
- Introduced by: Senators Chun, Kawamoto, Buen, Matsuura, Sakamoto.
- No. 747 "A BILL FOR AN ACT RELATING TO ABORTION."
- Introduced by: Senators Chun, Buen, Matsuura, Sakamoto.
- No. 748 "A BILL FOR AN ACT RELATING TO MOTORCYCLE OPERATOR EDUCATION."
- Introduced by: Senators Kawamoto, Buen.
- No. 749 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE."
- Introduced by: Senators Kawamoto, Kanno.
- No. 750 "A BILL FOR AN ACT RELATING TO HARBORS."
- Introduced by: Senators Kawamoto, Buen, Kanno, Tam.
- No. 751 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Kawamoto, Buen, Kanno, Tam.
- No. 752 "A BILL FOR AN ACT RELATING TO STATE BOATING FACILITIES."
- Introduced by: Senators Kawamoto, Buen.
- No. 753 "A BILL FOR AN ACT RELATING TO THE HAWAII PORT AUTHORITY."
- Introduced by: Senators Kawamoto, Fukunaga, Hemmings, Buen.
- No. 754 "A BILL FOR AN ACT RELATING TO MARITIME LANDS."
- Introduced by: Senators Kawamoto, Fukunaga, Buen, Hemmings, Tam.
- No. 755 "A BILL FOR AN ACT RELATING TO HARBORS."
- Introduced by: Senators Kawamoto, Inouye, Fukunaga, Menor, Tam, Buen, Hemmings.
- No. 756 "A BILL FOR AN ACT RELATING TO

HARBORS.”

Introduced by: Senators Kawamoto, Inouye, Fukunaga, Menor, Buen, Hemmings.

No. 757 “A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS.”

Introduced by: Senator Kawamoto.

No. 758 “A BILL FOR AN ACT RELATING TO DRIVER’S LICENSES.”

Introduced by: Senators Kawamoto, Tam, Buen.

No. 759 “A BILL FOR AN ACT RELATING TO TORT ACTIONS.”

Introduced by: Senator Kanno.

No. 760 “A BILL FOR AN ACT RELATING TO MINIMUM WAGES.”

Introduced by: Senator Kanno.

No. 761 “A BILL FOR AN ACT RELATING TO LANDOWNERS’ LIABILITY.”

Introduced by: Senator Kanno.

No. 762 “A BILL FOR AN ACT RELATING TO BEACHES.”

Introduced by: Senators Chumbley, English.

No. 763 “A BILL FOR AN ACT RELATING TO REAPPORTIONMENT.”

Introduced by: Senators Chumbley, Matsunaga, Ihara, Ige, Fukunaga, Chun Oakland.

No. 764 “A BILL FOR AN ACT RELATING TO TAXATION.”

Introduced by: Senators Chumbley, English, Matsunaga, Ihara, Ige, Fukunaga, Chun Oakland.

No. 765 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MAUI YOUTH AND FAMILY SERVICES.”

Introduced by: Senators Chumbley, English.

No. 766 “A BILL FOR AN ACT RELATING TO AMBULANCE SERVICE.”

Introduced by: Senator Chumbley.

No. 767 “A BILL FOR AN ACT RELATING TO TRANSPORTATION.”

Introduced by: Senators Chumbley, English.

No. 768 “A BILL FOR AN ACT RELATING TO THE HAWAII WATER CARRIER ACT.”

Introduced by: Senators Chumbley, English.

No. 769 “A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES.”

Introduced by: Senator Chumbley.

No. 770 “A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY.”

Introduced by: Senators Chumbley, English.

No. 771 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTHY START.”

Introduced by: Senator Chumbley.

No. 772 “A BILL FOR AN ACT RELATING TO AMBULANCE SERVICES.”

Introduced by: Senators Chumbley, English.

No. 773 “A BILL FOR AN ACT RELATING TO INVESTMENT TAX CREDIT.”

Introduced by: Senators Chumbley, Matsunaga, Ihara, Ige, Fukunaga, English, Chun Oakland.

No. 774 “A BILL FOR AN ACT RELATING TO SMOKING.”

Introduced by: Senator Chumbley.

No. 775 “A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT RELATING TO PUBLIC ACCESS TO GOVERNMENT.”

Introduced by: Senator Chumbley.

No. 776 “A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE.”

Introduced by: Senator Chumbley.

No. 777 “A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION.”

Introduced by: Senator Chumbley.

No. 778 “A BILL FOR AN ACT RELATING TO HOUSEHOLD HAZARDOUS WASTE.”

Introduced by: Senator Chumbley.

No. 779 “A BILL FOR AN ACT RELATING TO HOUSEHOLD HAZARDOUS SUBSTANCE RECYCLING.”

Introduced by: Senator Chumbley.

No. 780 “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII CONSTITUTION, TO ADD A SECTION ON CRIME VICTIMS’ RIGHTS.”

Introduced by: Senator Chumbley.

No. 781 “A BILL FOR AN ACT RELATING TO PENAL RESPONSIBILITY.”

Introduced by: Senator Chumbley.

No. 782 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LEGISLATIVE BROADCASTING.”

Introduced by: Senator Chumbley.

No. 783 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senator Chumbley.

No. 784 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Chumbley.

No. 785 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PEER EDUCATION PROGRAM."

Introduced by: Senator Chumbley.

No. 786 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senator Chumbley.

No. 787 "A BILL FOR AN ACT RELATING TO PAWNBROKERS."

Introduced by: Senator Chumbley.

No. 788 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAREER DEVELOPMENT STIPENDS FOR TEACHERS."

Introduced by: Senator Chumbley.

No. 789 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Senators English, Chumbley, Kokubun, Chun, Tam, Sakamoto.

No. 790 "A BILL FOR AN ACT RELATING TO WATER POLLUTION."

Introduced by: Senators English, by request, Menor.

No. 791 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators English, Chumbley, Matsuura, Chun, Kawamoto, Sakamoto.

No. 792 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Senators English, Matsuura, Tam, Sakamoto.

No. 793 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senators English, Chumbley, Kokubun, Chun, Matsuura, Kawamoto, Buen, Tam, Sakamoto.

No. 794 "A BILL FOR AN ACT RELATING TO PUBLIC SERVICE COMPANY TAX."

Introduced by: Senators English, Chumbley, Matsuura, Chun, Kawamoto.

No. 795 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators English, Chumbley, Taniguchi,

Kokubun, Kawamoto, Matsuura, Tam, Nakata, Buen, Sakamoto, Chun.

No. 796 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY."

Introduced by: Senators English, Chumbley, Chun, Kokubun, Matsuura, Menor, Tam, Nakata, Kawamoto, Buen, Sakamoto.

No. 797 "A BILL FOR AN ACT RELATING TO PUBLIC SERVICE."

Introduced by: Senators English, Matsuura, Chumbley, Menor, Kokubun, Tam, Nakata, Kawamoto, Sakamoto, Taniguchi.

No. 798 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION."

Introduced by: Senators English, Chumbley, Matsuura, Chun, Sakamoto.

No. 799 "A BILL FOR AN ACT RELATING TO THE STATE LAND USE COMMISSION."

Introduced by: Senators English, Chun, Chumbley, Kawamoto, Buen, Sakamoto, Taniguchi, Kim.

No. 800 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."

Introduced by: Senators Ihara, Chumbley, Kawamoto.

No. 801 "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS."

Introduced by: Senator Ihara, by request.

No. 802 "A BILL FOR AN ACT RELATING TO THE WAIKIKI HEALTH CENTER."

Introduced by: Senators Ihara, Fukunaga.

No. 803 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONTROL PLANT PESTS."

Introduced by: Senators Chumbley, English.

No. 804 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DOMESTIC VIOLENCE SERVICES."

Introduced by: Senators Chumbley, English.

No. 805 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Chumbley.

No. 806 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES."

Introduced by: Senators Chumbley, English.

No. 807 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BEACH RESTORATION AND BEAUTIFICATION."

Introduced by: Senators English, Chumbley.

ADJOURNMENT

At 8:00 o'clock p.m., the Senate adjourned until 9:30 o'clock
a.m., Monday, January 22, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FOURTH DAY

Monday, January 22, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 9:32 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Alan Urasaki, Aiea Hongwanji Mission, after which the Roll was called showing all Senators present with the exception of Senator Matsunaga who was excused.

The President announced that he had read and approved the Journal of the Third Day.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Wednesday, January 17, 2001; Thursday, January 18, 2001; and Friday, January 19, 2001:

Senate Bill Referred to:

No. 1 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 2 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 3 Committee on Transportation, Military Affairs, and Government Operations

No. 4 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 5 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 6 Committee on Health and Human Services, then to the Committee on Judiciary

No. 7 Committee on Health and Human Services, then to the Committee on Judiciary

No. 8 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Ways and Means

No. 9 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 10 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Ways and Means

No. 11 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Ways and Means

No. 12 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Ways and Means

No. 13 Committee on Education, then to the Committee on Ways and Means

No. 14 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 15 Jointly to the Committee on Tourism and Intergovernmental Affairs, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 16 Committee on Labor, then to the Committee on Ways and Means

No. 17 Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means

No. 18 Committee on Labor, then to the Committee on Ways and Means

No. 19 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations

No. 20 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 21 Committee on Agriculture, then to the Committee on Ways and Means

No. 22 Committee on Labor, then to the Committee on Ways and Means

No. 23 Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 24 Jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 25 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 26 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 27 Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 28 Committee on Labor

No. 29 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 30 Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 31 Committee on Education, then to the Committee on Ways and Means

No. 32 Committee on Education, then to the Committee on Ways and Means

No. 33 Committee on Judiciary, then to the Committee on Ways and Means

No. 34 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 35 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 36 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 37 Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means

No. 38 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Judiciary

No. 39 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Commerce, Consumer Protection and Housing

No. 40 Jointly to the Committee on Agriculture, the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs

No. 41 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 42 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 43 Jointly to the Committee on Labor and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 44 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs

No. 45 Committee on Agriculture, then to the Committee on Judiciary

No. 46 Committee on Health and Human Services, then to the Committee on Judiciary

No. 47 Committee on Health and Human Services, then to the Committee on Judiciary

No. 48 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Commerce, Consumer Protection and Housing

No. 49 Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means

No. 50 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 51 Jointly to the Committee on Education and the Committee on Health and Human Services

No. 52 Jointly to the Committee on Labor and the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 53 Jointly to the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 54 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 55 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 56 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 57 Committee on Health and Human Services, then to the Committee on Judiciary

No. 58 Jointly to the Committee on Labor, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations

No. 59 Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 60 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Commerce, Consumer Protection and Housing

No. 61 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 62 Jointly to the Committee on Health and Human Services and the Committee on Labor

No. 63 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 64 Committee on Judiciary

No. 65 Committee on Health and Human Services, then to the Committee on Judiciary

No. 66 Committee on Health and Human Services, then to the Committee on Judiciary

No. 67 Committee on Health and Human Services, then to the Committee on Judiciary

No. 68 Committee on Judiciary, then to the Committee on Ways and Means

No. 69	Committee on Judiciary	No. 86	Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means
No. 70	Committee on Labor, then to the Committee on Judiciary	No. 87	Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means
No. 71	Jointly to the Committee on Labor, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs	No. 88	Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means
No. 72	Jointly to the Committee on Hawaiian Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 89	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 73	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 90	Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means
No. 74	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 91	Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means
No. 75	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs	No. 92	Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means
No. 76	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 93	Committee on Education, then to the Committee on Ways and Means
No. 77	Committee on Health and Human Services, then jointly to the Committee on Judiciary and the Committee on Commerce, Consumer Protection and Housing	No. 94	Committee on Education, then to the Committee on Judiciary
No. 78	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 95	Committee on Education, then to the Committee on Ways and Means
No. 79	Committee on Health and Human Services, then jointly to the Committee on Judiciary and the Committee on Commerce, Consumer Protection and Housing	No. 96	Committee on Labor, then to the Committee on Ways and Means
No. 80	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then jointly to the Committee on Judiciary and the Committee on Ways and Means	No. 97	Committee on Economic Development and Technology, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 81	Jointly to the Committee on Health and Human Services and the Committee on Education, then jointly to the Committee on Judiciary and the Committee on Ways and Means	No. 98	Jointly to the Committee on Judiciary and the Committee on Ways and Means
No. 82	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 99	Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 83	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 100	Jointly to the Committee on Economic Development and Technology, the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means
No. 84	Committee on Judiciary	No. 101	Jointly to the Committee on Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means
No. 85	Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 102	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means
		No. 103	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 104 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 105 Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 106 Jointly to the Committee on Tourism and Intergovernmental Affairs, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 107 Jointly to the Committee on Hawaiian Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 108 Committee on Hawaiian Affairs, then to the Committee on Judiciary

No. 109 Committee on Hawaiian Affairs, then to the Committee on Judiciary

No. 110 Committee on Hawaiian Affairs, then to the Committee on Judiciary

No. 111 Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 112 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 113 Jointly to the Committee on Judiciary and the Committee on Ways and Means

The following Senate leadership assignments were announced by Senate President Bunda:

Majority Leaders:

Senator Jonathan Chun
Senator Cal Kawamoto

Majority Floor Leader:

Senator J. Kalani English

Minority Leader:

Senator Sam Slom

Minority Floor Leader:

Senator Fred Hemmings

Minority Policy Leader

Senator Bob Hogue

The President also announced the following standing committees of the Senate, their respective chairs and members:

AGRICULTURE

Senator Jan Yagi Buen, Chair
Senator Jonathan Chun, Vice Chair
Senator Colleen Hanabusa
Senator Cal Kawamoto
Senator Russell S. Kokubun
Senator David M. Matsuura
Senator Bob Hogue

COMMERCE, CONSUMER PROTECTION AND HOUSING

Senator Ron Menor, Chair
Senator Matt Matsunaga, Vice Chair

Senator Avery B. Chumbley
Senator J. Kalani English
Senator Donna Mercado Kim
Senator Rod Tam
Senator Bob Hogue

ECONOMIC DEVELOPMENT AND TECHNOLOGY

Senator Rod Tam, Chair
Senator David Ige, Vice Chair
Senator Les Ihara, Jr.
Senator Donna Mercado Kim
Senator Matt Matsunaga
Senator Brian T. Taniguchi
Senator Sam Slom

EDUCATION

Senator Norman Sakamoto, Chair
Senator Avery B. Chumbley, Vice Chair
Senator Suzanne Chun Oakland
Senator J. Kalani English
Senator David Ige
Senator Cal Kawamoto
Senator Matt Matsunaga
Senator Ron Menor
Senator Rod Tam
Senator Bob Hogue

HAWAIIAN AFFAIRS

Senator Jonathan Chun, Chair
Senator Russell S. Kokubun, Vice Chair
Senator Suzanne Chun Oakland
Senator Colleen Hanabusa
Senator Fred Hemmings

HEALTH AND HUMAN SERVICES

Senator David M. Matsuura, Chair
Senator Jan Yagi Buen, Vice Chair
Senator J. Kalani English
Senator Carol Fukunaga
Senator Brian Kanno
Senator Russell S. Kokubun
Senator Bob Nakata
Senator Brian T. Taniguchi
Senator Bob Hogue

JUDICIARY

Senator Brian Kanno, Chair
Senator David M. Matsuura, Vice Chair
Senator Jonathan Chun
Senator Carol Fukunaga
Senator Colleen Hanabusa
Senator Les Ihara, Jr.
Senator Russell S. Kokubun
Senator Bob Nakata
Senator Sam Slom

LABOR

Senator Bob Nakata, Chair
Senator Les Ihara, Jr., Vice Chair
Senator Avery B. Chumbley
Senator Colleen Hanabusa
Senator Brian Kanno
Senator Cal Kawamoto
Senator David M. Matsuura
Senator Norman Sakamoto

Senator Sam Slom

TOURISM AND INTERGOVERNMENTAL AFFAIRS

Senator Donna Mercado Kim, Chair
 Senator J. Kalani English, Vice Chair
 Senator Jan Yagi Buen
 Senator Lorraine R. Inouye
 Senator Cal Kawamoto
 Senator David M. Matsuura
 Senator Norman Sakamoto
 Senator Sam Slom

TRANSPORTATION, MILITARY AFFAIRS, AND GOVERNMENT OPERATIONS

Senator Cal Kawamoto, Chair
 Senator Carol Fukunaga, Vice Chair
 Senator Jan Yagi Buen
 Senator Lorraine R. Inouye
 Senator Brian Kanno
 Senator Ron Menor
 Senator Rod Tam
 Senator Brian T. Taniguchi
 Senator Fred Hemmings

WATER, LAND, ENERGY, AND ENVIRONMENT

Senator Lorraine R. Inouye, Chair
 Senator Suzanne Chun Oakland, Vice Chair
 Senator Jonathan Chun
 Senator J. Kalani English
 Senator Les Ihara, Jr.
 Senator Russell S. Kokubun
 Senator Matt Matsunaga
 Senator Bob Nakata
 Senator Fred Hemmings

WAYS AND MEANS

Senator Brian T. Taniguchi, Chair
 Senator Colleen Hanabusa, Vice Chair
 Senator Jan Yagi Buen
 Senator Jonathan Chun
 Senator Suzanne Chun Oakland
 Senator J. Kalani English
 Senator David Ige
 Senator Lorraine R. Inouye
 Senator Cal Kawamoto
 Senator Donna Mercado Kim
 Senator Norman Sakamoto
 Senator Rod Tam
 Senator Fred Hemmings

At 9:37 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with House Concurrent Resolution No. 1, to receive the Governor's State of the State Address.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, was called to order at 10:00 o'clock a.m. by the Honorable Calvin Say, Speaker of the House of Representatives.

At this time, the Speaker welcomed and introduced the following distinguished guests to the members of the Twenty-First Legislature:

The first Lady of the State of Hawaii, Mrs. Vicky Cayetano. She was presented a lei by Senator Taniguchi;

The Honorable Mazie Hirono, Lieutenant Governor of Hawaii, and Mr. Leighton Oshima. They were presented leis by Representative Brian Schatz and Senator Suzanne Chun Oakland;

The Honorable Ronald T.Y. Moon, Chief Justice, Hawaii Supreme Court. He was presented a lei by Representative Hermina Morita;

The Honorable Neil Abercrombie, United States House of Representatives;

The Honorable James "Kimo" Apana, Mayor of the County of Maui;

The Honorable Jeremy Harris, Mayor of the City and County of Honolulu;

Ms. Haunani Apoliona, Chair, Office of Hawaiian Affairs;

Rear Admiral Joseph J. McClelland, Jr., Commander, U.S. Coast Guard, 14th Coast Guard District;

The Honorable Sheila Watumull, Dean of the Consular Corps in Hawaii;

The Honorable Rolando Gregorio, Consul General of the Philippines;

The Honorable Jiadoo Lee, Consul General of Korea;

The Honorable Hans Strasser, Honorary Consul General of Austria; and

Mr. Benny Agbayani of the New York Mets.

The Speaker then appointed Senators Colleen Hanabusa, Cal Kawamoto and Sam Slom, on behalf of the Senate, and Representatives Sylvia Luke, Marcus Oshiro and Galen Fox, on behalf of the House of Representatives, to escort the Honorable Benjamin J. Cayetano, Governor of the State of Hawaii, to the rostrum.

Senator Lorraine Inouye and Representative Bertha Kawakami presented Governor Cayetano with maile and ilima leis.

The Speaker then presented to the members of the Twenty-First Legislature and guests the Honorable Benjamin J. Cayetano, Governor of the State of Hawaii.

The Governor addressed the Joint Session as follows:

"Mr. Speaker, Mr. President, members of the Senate, members of the House, Mayor Apana, Mayor Harris, Council Chairs, members of the Consular Corps, members of our military, distinguished guests, my fellow citizens:

"This morning it is my privilege to make my seventh address on the State of the State.

"I want to thank the people of Hawaii for giving me the honor of leading our beloved State into the Next Century.

"I thank my wife, Vicky, our children, our families, our friends, my cabinet members, and supporters who have helped to make this day possible.

"I congratulate all of you – those of you who were recently successful in your elections. For those for whom this is the very first time, our people have given you a great privilege, a great honor, an experience given to only a lucky few.

"By all accounts, the year 2000 was a great year for our State. There were many stories of individual successes: Angela Baraquo crowned Miss America; Leslie Lam Mrs. America; Brian Vilorio representing Hawaii in the Olympics.

"One of the most notable, of course, was Benny Agbayani. Mr. Speaker, you stole my thunder by introducing him early. (Laughter.) But he deserves a second introduction because we all know that Benny overcame adversity early in the season and he went on to win a starting role with the New York Mets, and he was instrumental in getting the Mets into the World Series. He inspired us, he inspired me, and he made Hawaii proud.

"He is with us this morning and I want to reintroduce him again. Ladies and Gentlemen, members of the Legislature, join me in welcoming the Come Back Kid, Benny Agbayani. (Mr. Agbayani rose to be recognized.)

"Benny, are you thinking of running for anything? (Laughter.)

"I was also pleasantly surprised this morning because I saw four of my former cabinet members here and I'd like to introduce them, with your indulgence. Larry Miike, former Director of the Department of Health. (Dr. Miike rose to be recognized.) I'm not sure if Larry is wearing his shoes or not. That's the way he was when he was at the Department. Lorraine Akiba, formerly the Director of the Department of Labor. (Ms. Akiba also rose to be recognized.) Someone who really did a good job under difficult circumstances with the Department of Land and Natural Resources, former Director Tim Johns. (Mr. Johns rose to be recognized.) I'm really honored this morning that she came; she's been a good public servant, ladies and gentlemen, the former Attorney General of this State, Margery Bronster. (Ms. Bronster rose to be recognized.) Marge caught me unaware and was in on this. I'm really glad that she's here.

"Out of respect for the limits of your endurance for long speeches, and State of the States are usually long, I have prepared a booklet which gives more details of my agenda for the next two years. This will be made available to you, of course after I speak.

"Last year, was a great year for our State.

"The State government finished the year in sound fiscal condition. State bond ratings were upgraded and we were given high marks by national organizations for our fiscal practices.

"The State's economy, which started to recover in late 1998 through 1999, is now expanding. And the signs of positive economic growth are convincing.

"In 1995, our unemployment rate was 5.9 percent. Today, it is down to 3.7 percent – the lowest since 1992 – and well below the national average of 4 percent.

"In 2000, the Real Gross State Product increased by 3 percent – the strongest growth in a decade. And this year, personal income will show a 5 percent growth – the largest increase since 1992.

"For 2001, we expect a 2 percent growth in jobs or 10,000 new jobs – the fastest growth rate since 1991.

"Tourism is up. Private construction is up. Auto sales continued at record levels for the second consecutive year. Real estate sales are up. Consumer confidence is up.

"Hawaii's economy is back, expanding, stronger, and more diverse than ever in the past decade.

"Our challenge is to keep the momentum going, to develop a strong, sustainable, and diverse economy, and to do it without destroying our beautiful environment and compromising our core values.

"The importance of a strong economy cannot be overstated. The past eight years of economic stagnation has taught us that a weak economy impairs the State's ability to provide services to the poor, the needy, and the disabled.

"That is the reality and simple truth.

"The current slowdown in the U.S. economy, the lingering recession in Japan, the rise of oil prices make it imperative that we continue to restructure our economy, reform our State government, and invest in our economic future.

"Some of our past investments are paying off.

"Tourism had a record year last year, and this year it might be even better.

"One reason is our three-year old, state-of-the-art, \$300 million Hawaii Convention Center, one of the most beautiful in the world, and it is already drawing repeat conventions.

"Another is the \$60 million we give the Hawaii Tourism Authority to market Hawaii each year.

"Last year, nearly 7 million tourists came to Hawaii and they spent nearly 10 percent more than they did in 1999, reversing a three-year decline in expenditures.

"This year, we will focus a bit on expanding our cruise line industry.

"In 1998, the total impact of the cruise industry in Hawaii was about \$304 million. In four years, we expect it to skyrocket to 1.4 billion dollars!

"Cruise lines are a very important part of Hawaii's tourist industry, especially for places such as Hilo and Kauai, which have not shared fully in our economic expansion.

"Therefore, I will submit to you a request for funding to improve docking and pier facilities with priority for Hilo and Nawiliwili harbors.

"I am pleased to report that our efforts to position Hawaii as an international meeting place – a 'Geneva of the Pacific' – is making great progress.

"The Pacific Basin Economic Council meeting last year was such a big success that the group – made up of 1,100 corporations from more than 20 countries – will return again in 2002, 2003, and 2004.

"Getting PBEC was a home run. But this year, Hawaii will score again when we host the prestigious Asian Development Bank meeting in May.

"Finance ministers from 60-member nations, CEOs and presidents from the world's top banks and financial institutions,

along with hundreds of foreign and American news people, will be here.

“And because it is ADB’s custom for the President of the host country to address its members, we may even get to see President Bush here in May.

“These international meetings go a long way towards convincing people that Hawaii is a good place to do serious business. But we need to do more.

“For more than 50 years, our tourist industry has successfully marketed Hawaii as a place of leisure, of fun, sun, and surf. As a result, Hawaii has been repeatedly ranked as one of the world’s top tourist destinations.

“To sell Hawaii as a good place to do business, we need to change our marketing strategy.

“Therefore, I will submit legislation for your consideration to require the HTA to use one-third of its marketing fund to promote Hawaii as a business destination.

“The challenge to maintain and improve Hawaii’s standing as a world-class tourist destination never ends. We must keep an eye on our competition and make the changes necessary to keep our competitive edge.

“Survey after survey on Hawaii tourism reach the same conclusion: To compete, to meet the challenges of global competition, Hawaii must provide a greater diversity of exciting and interesting experiences for our visitors.

“In response, we have included in our budget request appropriations to develop more diverse experiences and to improve Hawaii’s parks, marine and wilderness areas.

“For Waikiki, I have requested funding to build our proposed new Visitor Center at the old Canon Club at Diamond Head, and to evaluate the feasibility of an urban park at the site of the Ala Wai Golf Course.

“And we have developed a vision for Kakaako.

“Kakaako is the last large parcel of undeveloped state-owned land in urban Honolulu. Its central location is perfect for a development that will serve residents and visitors alike.

“The State has been trying to develop Kakaako for more than 30 years. It’s poured hundreds of millions of dollars into building infrastructure mostly on the mauka side of Ala Moana Boulevard.

“The State made huge investments in Kakaako and private land values have gone up, but little in the way of development has happened.

“When I took office in 1994, we decided to focus on developing state-owned land, mostly on the makai side of Kakaako.

“I see Kakaako, and I call it Kakaako Makai, as a gathering place for residents and visitors alike – a place to work, to play, to teach and to do research.

“We propose that the state invest in developing a complex of attractions designed to highlight Hawaii’s historical and cultural history and its science and technological achievements.

“First, we propose a world-class aquarium. Second, a science and technology center. We believe that both will

compliment the existing Children’s Discovery Center, and the University of Hawaii’s Pacific Biomedical Research Center located out there at the point.

“We believe that our proposed aquarium will be to Hawaii what Baltimore’s famous National Aquarium has been to Baltimore. Back in the 1970s, Baltimore’s political leaders had the vision and courage to boldly step forward and give their Baltimore the national icon it needed.

“Today, the aquarium is Baltimore’s top attraction, generating nearly \$200 million in revenue each year. It’s educational partnerships and programs service more than 200,000 children annually.

“The second part of the complex is a proposed science and technology center, which will showcase Hawaii’s strengths in astronomy, ocean marine sciences, biotechnology and volcanology.

“A few weeks ago, we took a big step forward in making this project a reality when the Bishop Museum Board decided to relocate their proposed Science and Technology Center to Kakaako.

“This is a win for Bishop Museum, which you designated last year as a state museum, because Kakaako is a far superior site for their science center than Kalihi. And it is a win for the State because the Bishop Museum’s plan fits perfectly in our vision for Kakaako Makai.

“In each case, the State is working in partnership with the private sector. On the proposed aquarium, a private 501-C nonprofit foundation was formed. The task force, headed by Walter Dods of First Hawaiian Bank, is comprised of leaders from the University, business, labor and community groups reflecting all groups – political and social.

“The task force has pledged to raise \$20 million in private funds to augment the State’s investment of \$50 million – \$ 20 million of which will come from revenue bonds.

“The fact that a group of respected private citizens are prepared to raise \$20 million for the aquarium is truly remarkable. I know of no other state project for which such a large commitment was ever made.

“Whether it is civil service reform, economic development, or education, the people of our State expect and deserve bold action from their political leaders. But nothing big will ever be done if we think small.

“I believe we have an opportunity in Kakaako to do something bold, something which will redefine the character of our waterfront. And after emerging from eight years of economic stagnation, I think the time is right.

“If we work in partnership with the private sector, with business, with labor and the community, I believe Kakaako can become – as one of our daily newspapers put it – a ‘grand statement . . . a masterpiece of design that will instantly become a worldwide symbol of Honolulu’s rebirth.’

“Our greatest asset in marketing Hawaii to the world is our breathtaking natural environment.

“Limited resources, however, cannot support unlimited growth. And economic growth should never come at the expense of our natural environment.

"With your approval, I propose a long-range study of our State's carrying capacity to help evaluate our State's ability to endure growth.

"I have asked Dr. Seiji Naya of DBEDT to head this project. We will look at whether the State's infrastructure and our natural resources can survive such growth without being damaged.

"The results of this analysis will be used to create a strategic plan to make sure we balance our economic interests in maintaining tourism with our duty to protect our natural environment.

"For years, our State parks have served our needs. They have become a haven for our people to take a break from their busy lives to enjoy the outdoors.

"Well, because of the economic downturn over the years, our parks system needs more attention now more than ever. We must repair worn facilities, upgrade older ones, and otherwise beautify these parks.

"I propose spending \$22 million in capital improvements to repair and maintain our State parks.

"For the long-term care of our parks, I am proposing that half the money from the hotel room tax that does not go for marketing be used to improve and protect our State parks system.

"Every day, I am thankful that I live in the most beautiful place on earth. Over the years, so much of it has changed. Where there were once overgrown kiawe trees, now there are hotels, and where there were once cane fields, now there are homes and businesses.

"But there are still a few places left in Hawaii where native plants grow wild and undisturbed. The State has been slowly acquiring some of the most treasured pieces so that we can keep these places wild.

"We acquired the historic compound south of Kona that once served as the residence of a chiefess of Hawaii.

"On Maui, we got the famous – or infamous – road to Hana designated as one of the nation's 'Millennium Legacy Trails.'

"With your help we bought the spectacular Ka Iwi Coastline here on Oahu.

"On Kauai, we have ended a 20-year controversy by banning commercial motorized boating on the beautiful Hanalei River.

"And just this month, we acquired beautiful Lumahai Beach, made famous in the movie 'South Pacific.' We will do more.

"In my first State of the State address six years ago, I shared with you my belief that Hawaii's potential for economic diversification was promising in three areas: high technology, healthcare and biotechnology.

"There were some skeptics who thought Hawaii had no chance for success in developing a meaningful and viable high technology industry.

"Well, they were wrong. The number of high technology companies in Hawaii has nearly tripled in just five years.

"Last year when you passed Act 297, and the year before, Act 178, you gave Hawaii's high tech companies some of the best incentives in the nation.

"This Session we will propose additional changes to these laws to give greater incentives, which will make Hawaii more attractive to high tech businesses.

"We have already attracted a number of impressive high tech companies, and I am pleased that they have recruited many of Hawaii's best and brightest to come home.

"Last Wednesday, one of the speakers lamented the brain drain of Hawaii's best and brightest to the Mainland. I share their concern. In fact, many are forced to leave Hawaii because of the lack of opportunities. Well, we are bringing them home.

"This morning, we invited a few of them to be here this morning, but when word got around, a whole bunch showed up. They come from about a dozen of Hawaii's high tech companies. They came home because they found good paying, challenging high tech jobs, and because, like you and me, they love Hawaii.

"They are an energetic and dynamic group. They're organized and will help spread the word to other Hawaii residents on the mainland about the opportunities in Hawaii's growing high tech industry.

"Mark my words, I believe these young professionals and entrepreneurs, Hawaii's best and brightest, will be a vibrant and dynamic force in building Hawaii's high tech industry.

"Members of the Legislature, please join me in welcoming Hawaii's best and brightest home. Welcome home! (The men and women representing the high tech industry rose to be recognized.)

"Nothing, and I've said this many times in my speeches, is more important than the education of our children.

"That's why we spared the Department of Education's budget, while cutting every other department.

"Over the past six years, we made education our highest priority. We increased teacher salaries, extended the school year by seven days, and built a record number of new schools and classrooms.

"This year, I ask you to approve my request for \$290 million for school capital improvements – \$90 million for the construction of new schools and classrooms, \$100 million for repair and maintenance, and an additional \$100 million to renovate our older schools and bring them up to par with the new schools. In all, \$290 million – or 29 percent of our proposed \$1 billion capital improvement request.

"Mr. President, if you would like to add another \$100 million to that total, we will support you.

"In addition, I propose spending \$21 million to buy 18,000 new computers for our public schools. This will bring down the ratio of students to computers from 6:1 to 4:1.

"Hawaii's children must learn to use this technology because it will open doors of learning and knowledge ordinarily not available to them. It will help teach them the skills of critical thinking. It will allow them to learn from student counterparts around the world. And it will help them discover and experience the exciting world of the Internet. Please support our request for these computers.

"When our students are given the proper tools, they can compete against anyone. Members of the Legislature, I would like to introduce to you a group of students from Kapolei Elementary School who have made all of us proud of our public schools.

"These six children competed in a national computer competition called ThinkQuest Junior. They walked off with the top simulation award in the nation with their interactive site entitled, 'Values: Making Choices for Life' – a quote that I used last year in my State of the State.

"They are here in the gallery today with their Kapolei Elementary School technology coordinator Michael O'Connor. I want them to stand. Mike will you and the kids stand, please. (Mr. O'Connor and his students rose to be recognized.) I realize they went head to head with the rest of the country and they came up number one. Congratulations.

"When I had the honor of serving as your Lieutenant Governor, we created the 'A-Plus' after-school program. For nearly 12 years now, 'A-Plus' has been providing quality after school care to thousands of elementary, latchkey children.

"More critical than 'A-Plus,' however, is the need for quality preschool care. For three and four year olds, this service has been lacking. Learning, after all, has its greatest impact during a child's formative years. This is why preschool is so important to a child's development.

"When our Administration began in 1994, less than 1,000 of about 16,400 needy three- and four-year-old children in Hawaii had access to preschool.

"By working in partnerships with the Good Beginnings Alliance, Head Start and other private preschool providers like Kamehameha Schools, the State successfully placed 8,400 of these children in a preschool program.

"We now propose a universal access preschool program for all needy children. No general funds are needed. Under the direction of Susan Chandler, we advocated resources that would be used for other things. Instead, we will utilize federal, private, and other funding to give preschool access to the remaining 8,000 children by the year 2004.

"I consider this program one of the Administration's high priorities; we call this 'Pre-Plus.' I have asked the Lt. Governor to head it. I ask for your support in bringing universal preschool to all of our needy children.

"The University of Hawaii is not just a place of higher learning; it is also a driving force for the economic development of this State. That is why I propose that we support Dr. Cadman's vision for a brand new, world-class medical school in Kakaako Makai.

"The new medical school will be the foundation of Hawaii's healthcare and biotechnology industries. At \$141 million for the first phase, it will not come cheap. But it will help develop a biotech industry that has the potential to bring more than 50-million new dollars into the State each year, and I ask you to support Dr. Cadman's vision in Kakaako Makai. In fact, he's up there; he came unannounced. Doctor, will you please stand. (Dr. Cadman rose to be recognized.)

"Last year, you supported my proposal to give an extra \$1 million to four specific schools at the University: engineering, international business, medicine, and, at the Community College, high technology training.

"I am pleased to report to you that these schools, headed by entrepreneurial and innovative deans, have produced some outstanding results. For example, the School of Business leveraged its \$1 million by four times to expand its School of E-commerce.

"These disciplines are important to our efforts to develop a skilled workforce for high tech, healthcare, and biotech.

"I ask you again to support our request for \$1 million to each of these programs. But, this year, I am also asking for an additional \$1 million to boost the University's Department of Information and Computer Science program – critical, I think, to the development of high tech here.

"Nothing is more important than access to education whether it be lower or higher education. That has always been important to me. I am a person who had to go away to just get into a junior college in California. But California at that time had access to everyone. Today, we have access, but I want to go a step further and I want to share with you my plan to give Hawaii's high school graduates greater access to higher education in the University of Hawaii system.

"I propose establishing a scholarship program, which would pay the full tuition of any public or private high school graduate with a 'B' average who is admitted to a school in the University of Hawaii system.

"I propose that the \$175 million now sitting in the Hurricane Relief Fund be deposited into the State's Rainy Day Fund, and that the interest earned on that combined deposit be put into a scholarship fund that we will call the Hawaii New Century Scholarship.

"This is not a new idea. It is patterned after Georgia's immensely popular Hope Scholarship program. That program is supported by a state lottery. We can do ours without a state lottery. All we need is bold and innovative thinking. I ask for your support on this project.

"I am pleased to report to you that the purchase of the Hemmeter building was completed in December. The State Foundation on Culture and Arts will begin planning for its new home.

"This purchase makes real a vision developed more than 30 years ago. When Governor John A. Burns established the State Foundation, the concept was to create an art museum – an art museum without walls.

"But even Governor Burns himself knew and believed that the State Foundation would need a permanent home. So Governor Burns and Mayor Neal Blaisdell, the Republican Mayor of Honolulu at that time, put together a search committee to find that home. And they did.

"The committee recommended the old YMCA building, and isn't it amazing how it would come full circle because that building is the Hemmeter Building which we just bought in December. John Burns' vision is now a reality.

"I say this to you, isn't it amazing what great things can be done when partisanship is set aside and political leaders work together.

"Last year, we had an agenda to modernize state government. While some progress was made, much more remains to be done. Therefore, we will renew our efforts to reform civil service and restructure government.

"We will propose to revise the criteria used by fact-finding panels and arbitrators in making awards to require arbitrators to consider the State's entire fiscal condition including healthcare costs.

"We will continue to follow a policy of agreeing to collective bargaining agreements that increase the efficiency and productivity of government workers.

"We will propose legislation which will give the state the right to privatize and curb overtime abuse. These reforms are long overdue. You have seen them for the last six years of my Administration. If you are not going to pass them, tell me in advance so we don't go through the trouble, but I want you this year to give it a shot, and let's make it happen this year. Let's reform civil service and let's restructure the State government.

"During the past year, the Department of Hawaiian Home Lands continued its unprecedented pace of building homesteads and returning Hawaiians to the land.

"During this Administration, more homesteads will be completed than at any other time in the 80-year history of the program.

"And, by the end of our Administration, we will have secured the resources and completed the planning to allow the next Governor to match our eight-year production in just four years!

"In this coming year we will do the following:

We will welcome kupuna into the first ever Hawaiian Homes Kupuna project, a partnership with OHA. I want to thank Haunani Apoliona and OHA for that partnership. It's going to produce great results;

We will hand over keys to Hawaiian families entering the first ever rent-to-own project on Hawaiian Home Lands;

We will complete the first ever multi-family development project at Kalawahine on Oahu; and

We will break ground on the first-ever Hawaiian Home Lands community on the island of Lanai.

"What a great job Ray Soon and the Hawaiian Homes Commissioners have done! I want to acknowledge Ray. He didn't know I was going to do this. Ray, stand up and take a bow for the Department. (Mr. Soon rose to be recognized.)

"Clouding the good work of the Department, however, is the recently filed lawsuit – Barrett vs. State of Hawaii – which challenges the constitutionality of OHA and the Department.

"It is a broadside attack on Hawaiian programs and on our State Constitution.

"I believe that OHA, established under the State Constitution and approved by the people of this State, Hawaiian and Hawaiian-at-heart, and the Department of Hawaiian Home Lands, established by Congress 80 years ago, will withstand this attack.

"And I pledge that I will use every authority vested in me as your Governor, every resource available to my Administration to successfully defend and protect the rights of native Hawaiians.

"I know that there are those with legislation pending which would put on the table a bill to merge OHA and the Department. At this time I would urge caution because I think that under other conditions this might be a very good idea, but it places OHA and the Department at greater risk because each entity has different legal origins. I would ask that this bill be withdrawn because I will not support it.

"In recent years, I was forced to cut services to the most vulnerable among us. This, while we cut taxes to get the economy going again, paid for arbitrated pay raises, and spared the Department of Education from any budget cuts at all.

"We tried to avoid cutting these services. We left no stone unturned to find additional revenues. We raided special funds, implemented the payroll lag, froze hiring, eliminated positions, but in the end, state programs for the poor, needy, the disabled – the weakest among our citizens – suffered.

"Well, now that the economy has rebounded, this Administration's highest priority is to restore and, where appropriate, expand social services.

"We've done much to improve the efficiency of the programs that provide people's most basic needs, such as food and shelter.

"Our welfare reforms have received national recognition. Recently, the State received a \$5 million cash bonus from the federal government for being a leader in welfare reform. We lead the nation in getting more people on welfare working again, earning more and getting off the welfare rolls.

"But we must do more.

"Since 1992, the homeless population has decreased by 40 percent. And we assisted in developing 4,500 affordable rental-housing units – a record for any Administration.

"But the need is still there and we must and we will do more.

"One-third of all of our federally assisted public housing are located in the neighborhood where I was born – Kalihi-Palama. These units are old and in dire need of improvements.

"That's why I am proposing a \$10 million appropriation to supplement federal funding that will revitalize the Kuhio Park Terrace and Kuhio Homes.

"The people in our public housing programs deserve this, and I ask for your support!

"Caring for our disabled and elderly is a huge problem for many families. I, personally, have known the struggles of trying to care for an elderly parent at home. Therefore, I will request from you a modest \$2 million in funding to expand our Kupuna Care and Nursing Home Without Walls programs. Please support this request. It is just a modest request to help our senior citizens.

"Last year, I asked you to increase the minimum wage. Our bill was bottled up in committee and died. There are many of you good people here this morning and I again will submit a new bill and ask you to increase the minimum wage.

"I was heartened last week to hear the Speaker support increasing the minimum wage. An increase will uplift the lives of more than 16,000 of Hawaii's workers. If we want more people to get off welfare and back into the workforce, let's make sure they get paid a decent wage, and let's do it this year.

"Drug abuse is a problem which has devastated the lives of millions of people and their families. It is the major force that drives crime. It permeates society, affecting people from all walks of life, regardless of race, sex, age and social status.

"For decades now, the federal, state and county governments have waged a 'war against drugs,' relying mainly on law enforcement and punishment to deter illegal drug use. And the politicians have taken advantage of this situation.

"Last year, the voters in California stunned political experts by approving Proposition 36, which declares drug abuse a health problem and mandates treatment for first and second time non-violent drug offenders.

"Despite opposition by virtually all of the state's law enforcement community, most of the judges, and some health care groups, Proposition 36 was approved by 61 percent of the California voters.

"Proposition 36 signals a shift in philosophy that's beginning to sweep the nation. California, which has more than 200,000 inmates in state, county and local jails, is expected to save the State alone, more than \$200 million in incarceration costs and \$550 million in capital costs for a new prison.

"California has built ten times the number of prisons than they have colleges. California followed the lead of Arizona, which in 1996 approved a similar law. The latest studies from Arizona indicate the Arizona experience has achieved a 61 percent success rate.

"It's time for us to make a shift in policy here in Hawaii. Therefore, I will submit legislation that will mandate treatment instead of punishment for non-violent, first-time offenders.

"To give the State time to take an inventory of available drug treatment programs and to establish 'best practices' standards to assure high quality, effective programs, I propose that the bill go into effect on July 1, 2002. We have requested funding for this in our budget.

"This is a major departure from our current philosophy of treating drug offenders. I ask for your most thoughtful deliberation and support because I know that this will be very, very controversial as you hear the bill.

"Let me conclude with these words. Over the past few years and over the next few months, you will be faced with making difficult decisions.

"I urge each and every one of you to remember that those to whom government has the greatest duty to serve – the poor, the needy, the disabled – are those who cannot always provide for themselves. That is the core function of our government.

"After 26 years in public office, I am familiar with having to make tough decisions. I have always let my conscience be my guide, regardless of the political consequences.

"Making sure this State prospers in the twenty-first century, making sure that the quality of life improves, and making sure that we take care of those who need our services will require strong leadership and cooperation from all of us. It is my hope that we can work together to do what is right for the people of Hawaii.

"The people of Hawaii deserve bold leadership – let us give it to them and guide our beloved Hawaii to even greater heights!

"Thank you very much. Aloha!"

Senate President Robert Bunda then rose and stated:

"I am confident that we will do our best to work with you, Governor, to make your dreams of a better Hawaii our dreams of a better Hawaii, and to make your vision of the twenty-first century the road map we use to find our way there. Some may propose different ways to get there but I have no doubt that we all agree on where we want to end up – a state that can boast a high quality of life for all of its residents, a state that will look back on your term of office as visionary yet practical, as progressive yet compassionate, and most of all, a time of responsible leadership.

"If there is no further business, I declare this Joint Session adjourned."

At 10:54 o'clock a.m., President Bunda declared the Joint Session adjourned.

INTRODUCTION OF SENATE BILLS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 6:00 o'clock p.m. In consequence thereof, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 808 "A BILL FOR AN ACT RELATING TO COMPUTERS."

Introduced by: Senator Chun.

No. 809 "A BILL FOR AN ACT RELATING TO RIGHTS OF PARENTS AND GUARDIANS."

Introduced by: Senator Chun.

No. 810 "A BILL FOR AN ACT RELATING TO EMPLOYMENT AND TRAINING ASSESSMENT."

Introduced by: Senators Nakata, Buen.

No. 811 "A BILL FOR AN ACT RELATING TO MARINE ENFORCEMENT."

Introduced by: Senator Inouye.

No. 812 "A BILL FOR AN ACT RELATED TO SPECIAL WASTES RECYCLING."

Introduced by: Senators Inouye, Tam, Slom, Ihara, Hanabusa, Kawamoto.

No. 813 "A BILL FOR AN ACT RELATING TO REPORTS."

Introduced by: Senators Fukunaga, Ihara.

No. 814 "A BILL FOR AN ACT RELATING TO WATER POLLUTION."

Introduced by: Senator Fukunaga.

No. 815 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Fukunaga.

No. 816 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Senator Kokubun.

No. 817 "A BILL FOR AN ACT RELATING TO INVASIVE PLANT AND ANIMAL SPECIES."

Introduced by: Senator Kokubun.

No. 818 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hogue, Tam, Kawamoto, Ige, Chumbley, English, Matsunaga, Chun Oakland.

No. 819 "A BILL FOR AN ACT RELATING TO THE FINANCIAL STRUCTURE OF THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Sakamoto, Hogue, Tam, Ige, Kawamoto, English, Chumbley, Matsunaga, Chun Oakland.

No. 820 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hogue, Tam, Ige, Kawamoto, English, Chumbley, Matsunaga, Chun Oakland.

No. 821 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LAPTOPS FOR LEARNING."

Introduced by: Senators Sakamoto, Hogue, Tam, Ige, English, Matsunaga, Chumbley, Chun Oakland.

No. 822 "A BILL FOR AN ACT RELATING TO SCHOOLS-WITHIN-SCHOOLS."

Introduced by: Senators Sakamoto, Hogue, Tam, Ige, Kawamoto, English, Chumbley, Matsunaga, Chun Oakland.

No. 823 "A BILL FOR AN ACT RELATED TO LIMITED LIABILITY."

Introduced by: Senator Matsuura.

No. 824 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE RULE COMPLIANCE."

Introduced by: Senator Matsuura.

No. 825 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE TREATMENT INSURANCE BENEFITS."

Introduced by: Senator Matsuura.

No. 826 "A BILL FOR AN ACT RELATING TO SPORTS AND RECREATIONAL ACTIVITY LIABILITY."

Introduced by: Senators Matsuura, Kim.

No. 827 "A BILL FOR AN ACT RELATING VEHICLE SAFETY INSPECTIONS."

Introduced by: Senator Bunda.

No. 828 "A BILL FOR AN ACT RELATING TO USED MOTOR VEHICLE TIRES."

Introduced by: Senator Bunda.

No. 829 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."

Introduced by: Senator Bunda.

No. 830 "A BILL FOR AN ACT RELATING TO OFFICE OF YOUTH SERVICES."

Introduced by: Senator Bunda.

No. 831 "A BILL FOR AN ACT RELATING TO OFFICE OF YOUTH SERVICES."

Introduced by: Senator Bunda.

No. 832 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senators Ihara, Ige, Inouye, Fukunaga, Chun Oakland.

No. 833 "A BILL FOR AN ACT RELATING TO ELECTION CAMPAIGN FUNDRAISING."

Introduced by: Senators Ihara, Ige, Inouye, Fukunaga, Chun Oakland.

No. 834 "A BILL FOR AN ACT RELATING TO HAWAII ELECTION CAMPAIGN FUND."

Introduced by: Senators Ihara, Ige, Inouye, Fukunaga, English, Chun Oakland.

No. 835 "A BILL FOR AN ACT RELATING TO CANDIDATES FOR ELECTIVE OFFICE."

Introduced by: Senator Ihara, by request.

No. 836 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ENFORCEMENT OF PARKING FOR PERSONS WITH DISABILITIES."

Introduced by: Senator Ihara.

No. 837 "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY."

Introduced by: Senator Menor, by request.

No. 838 "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND."

Introduced by: Senator Menor, by request.

No. 839 "A BILL FOR AN ACT RELATING TO SOCIAL WORK."

Introduced by: Senator Menor, by request.

No. 840 "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS."

Introduced by: Senator Menor, by request.

No. 841 "A BILL FOR AN ACT RELATING TO

CHECK CASHING.”

Introduced by: Senator Menor, by request.

No. 842 “A BILL FOR AN ACT RELATING TO STATE PARKS.”

Introduced by: Senators Tam, Slom, Ige, Ihara.

No. 843 “A BILL FOR AN ACT RELATING TO BICYCLE EDUCATION.”

Introduced by: Senators Tam, Slom, Ihara.

No. 844 “A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES.”

Introduced by: Senators Tam, Slom, Ige, Ihara.

No. 845 “A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASE-TO-FEE CONVERSION.”

Introduced by: Senators Tam, Slom, Ige, Ihara.

No. 846 “A BILL FOR AN ACT RELATING TO SOCIAL SERVICE FACILITIES.”

Introduced by: Senators Tam, Slom.

No. 847 “A BILL FOR AN ACT RELATING TO EXPLOSIVES.”

Introduced by: Senator Kawamoto.

No. 848 “A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT OFFICERS.”

Introduced by: Senators Hanabusa, Chun, Buen, Ihara, Taniguchi, Slom, Nakata, Matsuura, Ige, Tam, English, Chumbley.

No. 849 “A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”

Introduced by: Senator Hanabusa, by request.

No. 850 “A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”

Introduced by: Senator Hanabusa, by request.

No. 851 “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS FOR THE COUNTY OF KAUAI.”

Introduced by: Senator Bunda.

No. 852 “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR IMPROVEMENTS TO THE ANTONE VIDINHA STADIUM COMPLEX, WAIMEA HIGH SCHOOL DISTRICT SWIMMING POOL, AND KOKEE ROAD SAFETY IMPROVEMENTS AND EMERGENCY ESCAPE RAMPS.”

Introduced by: Senator Bunda.

No. 853 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MILLENNIUM

WORKFORCE DEVELOPMENT PROGRAM.”

Introduced by: Senator Ige.

No. 854 “A BILL FOR AN ACT RELATING TO TAXATION.”

Introduced by: Senator Nakata.

No. 855 “A BILL FOR AN ACT RELATING TO LABOR DISPUTES.”

Introduced by: Senator Nakata.

No. 856 “A BILL FOR AN ACT RELATING TO THE FISCAL DISCLOSURE AND TAXPAYER PROTECTION ACT.”

Introduced by: Senator Nakata.

No. 857 “A BILL FOR AN ACT RELATING TO THE HAWAII LIVING WAGE LAW.”

Introduced by: Senator Nakata.

No. 858 “A BILL FOR AN ACT RELATING TO CHILD CARE TAX CREDIT.”

Introduced by: Senators Chun Oakland, Buen.

No. 859 “A BILL FOR AN ACT RELATING TO PAROLE.”

Introduced by: Senators Chun Oakland, Matsuura, Kanno.

No. 860 “A BILL FOR AN ACT RELATING TO INSURANCE.”

Introduced by: Senator Matsuura.

No. 861 “A BILL FOR AN ACT RELATING TO FIREARMS.”

Introduced by: Senator Kanno.

No. 862 “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”

Introduced by: Senator Kanno.

No. 863 “A BILL FOR AN ACT RELATING TO INCOME TAX.”

Introduced by: Senator Kanno.

No. 864 “A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON.”

Introduced by: Senator Kanno.

No. 865 “A BILL FOR AN ACT RELATING TO SCHOOL-TO-WORK.”

Introduced by: Senator Kanno.

No. 866 “A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT.”

Introduced by: Senator Kawamoto, by request.

No. 867 "A BILL FOR AN ACT RELATING TO PUBLIC PASSENGER VEHICLE REGULATION."

Introduced by: Senator Fukunaga.

No. 868 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senators Slom, Hemmings.

No. 869 "A BILL FOR AN ACT RELATING TO EXEMPTION FROM THE GENERAL EXCISE TAX FOR NONPROFIT ORGANIZATIONS."

Introduced by: Senator Slom.

No. 870 "A BILL FOR AN ACT RELATING TO ELECTION BALLOT OVERVOTING."

Introduced by: Senator Slom.

No. 871 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MAUI FOOD BANK, INC."

Introduced by: Senators English, Chumbley, Ige, Chun, Ihara, Hanabusa, Nakata.

No. 872 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE INDIGENOUS POLITICS MASTERS DEGREE PROGRAM AT THE UNIVERSITY OF HAWAII."

Introduced by: Senators English, Chumbley, Chun, Ihara, Hanabusa, Nakata.

No. 873 "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION TAX CREDITS."

Introduced by: Senators English, Chumbley, Ige, Chun, Nakata, Ihara, Hanabusa.

No. 874 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senators English, Chumbley, Chun, Ihara, Hanabusa, Nakata.

No. 875 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Senators English, Ihara, Chumbley, Chun, Ige, Hanabusa, Nakata.

No. 876 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL FACILITY REVENUE BONDS FOR INTERISLAND MARITIME TRANSPORTATION."

Introduced by: Senators Buen, Kawamoto, Kanno, Tam, Hemmings, Taniguchi, Inouye, Fukunaga, Kim.

No. 877 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE AGRICULTURAL WATER DISTRIBUTION SYSTEM, UPCOUNTRY KULA, MAUI WATERSHED."

Introduced by: Senators Buen, Chun, Hanabusa, Kawamoto, Matsuura.

No. 878 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROJECT FAITH."

Introduced by: Senators Chumbley, Chun.

No. 879 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE."

Introduced by: Senators Chumbley, Ige, Fukunaga, Ihara, Chun Oakland, Matsunaga.

No. 880 "A BILL FOR AN ACT RELATING TO THE REMOVAL OF NUISANCE SEAWEED."

Introduced by: Senators Chumbley, English, Buen.

No. 881 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE IMPLEMENTATION OF THE MAUI INVASIVE SPECIES COMMITTEE ACTION PLAN."

Introduced by: Senators Chumbley, English, Buen.

No. 882 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LITTER CONTROL AND BEAUTIFICATION."

Introduced by: Senators Chumbley, English, Buen.

No. 883 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senators Matsunaga, Chumbley.

No. 884 "A BILL FOR AN ACT RELATING TO RIGHTS OF VICTIMS OF DOMESTIC VIOLENCE."

Introduced by: Senators Matsunaga, Chumbley.

No. 885 "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE."

Introduced by: Senators Matsunaga, Chumbley.

No. 886 "A BILL FOR AN ACT RELATING TO SEXUAL OFFENDERS."

Introduced by: Senators Matsunaga, Chumbley.

No. 887 "A BILL FOR AN ACT RELATING TO STATE PARKS."

Introduced by: Senators Matsunaga, Ihara, Fukunaga, Chumbley, Ige.

No. 888 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senator Chun.

No. 889 "A BILL FOR AN ACT RELATING TO LOANS."

Introduced by: Senator Chun.

ADJOURNMENT

At 6:00 o'clock p.m., the Senate adjourned until 9:30 o'clock a.m., Tuesday, January 23, 2001.

FIFTH DAY

Tuesday, January 23, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 9:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Father Halbert Weidner, C.O., Pastor, Holy Trinity Church, after which the Roll was called showing all Senators present with the exception of Senators Ihara and Matsuura who were excused.

The President announced that he had read and approved the Journal of the Fourth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 2 to 112) were read by the Clerk and were placed on file:

Gov. Msg. No. 2, dated November 13, 2000, transmitting the 1999 Annual Report prepared by the Hawaii Strategic Development Corporation, pursuant to Section 93-12, HRS.

Gov. Msg. No. 3, dated November 17, 2000, transmitting the 1999 Annual Report prepared by the Housing and Community Development Corporation of Hawaii, pursuant to Chapter 201G, HRS.

Gov. Msg. No. 4, dated November 17, 2000, transmitting the Final Report of the Small Business Task Force on Regulatory Relief prepared by the Department of Business, Economic Development, and Tourism, Business Support Division, pursuant to Act 272, SLH 1996, and Act 348, SLH 1997.

Gov. Msg. No. 5, dated November 29, 2000, transmitting an itemized expenditure report prepared by the Department of Human Resources Development, pursuant to Act 91, Section 60, SLH 1999.

Gov. Msg. No. 6, dated November 29, 2000, transmitting the "Report on State Positions Assigned to Salary Ranges SC-1, SC-2, and SC-3" prepared by the Department of Human Resources Development, pursuant to Section 77-13, HRS.

Gov. Msg. No. 7, dated November 29, 2000, transmitting the "Annual Report on the Research and Training Revolving Fund" prepared by the University of Hawaii.

Gov. Msg. No. 8, dated December 1, 2000, transmitting the Annual Report on the "Geothermal Royalties and Geothermal and Cable Development Activities" prepared by the Department of Land and Natural Resources, pursuant to Sections 182-18 and 196D-11, HRS.

Gov. Msg. No. 9, dated December 7, 2000, transmitting the Annual Report on the "North Shore Paukauila Streambank Erosion and Riparian Area Community Project" prepared by the Department of Land and Natural Resources, in response to S.C.R. No. 223 (1995).

Gov. Msg. No. 10, dated December 7, 2000, transmitting the Project-funded Staff Services Budget Report prepared by the Department of Land and Natural Resources, pursuant to Act 91, SLH 1999, and Act 281, Section 73, SLH 2000.

Gov. Msg. No. 11, dated December 7, 2000, transmitting the Annual Report on "Identification of Rivers and Streams Worthy of Protection" prepared by the Department of Land and Natural

Resources, Commission on Water Resource Management, pursuant to Section 174C-31, HRS.

Gov. Msg. No. 12, dated December 7, 2000, transmitting a "Report on the Progress Towards the Completion of the State Land Information Management System" prepared by the Department of Land and Natural Resources, pursuant to Act 281, Section 62.2, SLH 2000.

Gov. Msg. No. 13, dated December 7, 2000, transmitting the annual Report on all Special, Trust, and Revolving Fund Transactions Carried Out over the Previous Fiscal Year prepared by the Department of Land and Natural Resources, in response to H.C.R. No. 125 (1993).

Gov. Msg. No. 14, dated December 7, 2000, transmitting a report on the "Equipment Modernization Efforts by the Bureau of Conveyances" prepared by the Department of Land and Natural Resources, pursuant to Act 91, Section 45, SLH 1999.

Gov. Msg. No. 15, dated December 8, 2000, transmitting a report pursuant to Act 91, Section 61, SLH 1999, on expenditures to pay unemployment compensation claims of former state employees.

Gov. Msg. No. 16, dated December 8, 2000, transmitting the "Report of All Federal Funds Received Subsequent to the Convening of the 2000 Regular Session" prepared by the Department of Land and Natural Resources, pursuant to Act 281, Section 7, SLH 2000.

Gov. Msg. No. 17, dated December 8, 2000, transmitting the Hawaii State Public Library System's Annual Report for Fiscal Year Ending June 30, 2000, pursuant to Act 129, SLH 1989; Act 327, SLH 1993; and Act 45, SLH 1999.

Gov. Msg. No. 18, dated December 8, 2000, transmitting the "Annual Report of the State Educational Facilities Improvement Special Fund for Fiscal Year 1999-2000" prepared by the Department of Accounting and General Services, pursuant to Section 36-32, HRS.

Gov. Msg. No. 19, dated December 8, 2000, transmitting the "Annual Report of the Interagency Federal Revenue Maximization Revolving Fund for Fiscal Year 1999-2000" prepared by the Department of Accounting and General Services, pursuant to Section 29-24, HRS.

Gov. Msg. No. 20, dated December 8, 2000, transmitting the Project-funded Staff Services Budget Report for the Period July 1, 2000 to June 30, 2001, prepared by the Department of Accounting and General Services pursuant to Act 91, Section 75, SLH 1999.

Gov. Msg. No. 21, dated December 8, 2000, transmitting a report, "Summary of Procurement Actions (\$25,000 or more) July 1, 1999 to June 30, 2000" prepared by the Department of Accounting and General Services, State Procurement Office, pursuant to Section 103D-321, HRS.

Gov. Msg. No. 22, dated December 8, 2000, transmitting the "Annual Report of Stadium Authority Stadium Special Fund Statement of Receipts, Expenditures and Transfers for the Fiscal Year Ended June 30, 2000" prepared by the Department of Accounting and General Services, pursuant to Section 109-3, HRS.

Gov. Msg. No. 23, dated December 8, 2000, transmitting a report, "A Plan to Reduce Lease Costs and a Progress Report on the Implementation of that Plan" prepared by the Department of Accounting and General Services, pursuant to Act 91, Section 63, SLH 1999.

Gov. Msg. No. 24, dated December 8, 2000, transmitting the "Annual Report on Goals and Objectives – January 2001" prepared by the Department of Accounting and General Services, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 25, dated December 8, 2000, transmitting the "Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for \$10,000 or Less for Fiscal Year 1999-2000" prepared by the Department of Accounting and General Services, pursuant to Section 41D-4, HRS.

Gov. Msg. No. 26, dated December 8, 2000, transmitting the 2000 Hawaii Real Estate Commission Annual Report prepared by the Department of Commerce and Consumer Affairs, Professional and Vocational Licensing Division, Hawaii Real Estate Commission, pursuant to Sections 467-4 and 514A-133, HRS.

Gov. Msg. No. 27, dated December 8, 2000, transmitting a report, "The Development of a Master Plan for Pohoiki Boat Ramp" prepared by the Department of Land and Natural Resources, Division of Boating and Ocean Recreation, in response to S.C.R. No. 118 (1999).

Gov. Msg. No. 28, dated December 11, 2000, transmitting the 2000 Annual Report on Home Property Liens prepared by the Department of Human Services, pursuant to Section 346-29.5, HRS.

Gov. Msg. No. 29, dated December 11, 2000, transmitting a report prepared by the Department of Education, pursuant to Act 281, Section 32.1, SLH 2000, on school priority funds.

Gov. Msg. No. 30, dated December 11, 2000, transmitting a report prepared by the Department of Education, pursuant to Act 281, Section 148.1, SLH 2000, on all federal funds.

Gov. Msg. No. 31, dated December 11, 2000, transmitting a report prepared by the Department of Education in response to H.C.R. No. 93 (2000), establishing a City, State, and Community Task Force to develop a master plan for improvements to Roosevelt High School Complex.

Gov. Msg. No. 32, dated December 11, 2000, transmitting a report prepared by the Department of Education in response to S.C.R. No. 123 (2000), urging the Department of Education to comply with existing law and regulations to prevent the employment of persons with criminal convictions in positions which place them in close proximity to children.

Gov. Msg. No. 33, dated December 11, 2000, transmitting a report prepared by the Department of Education pursuant to Act 74, SLH 1999, on school performance – educational assessment and accountability.

Gov. Msg. No. 34, dated December 11, 2000, transmitting a report prepared by the Department of Education pursuant to Act 91, Section 33, SLH 1999, on programs in comprehensive school support services.

Gov. Msg. No. 35, dated December 11, 2000, transmitting a report prepared by the Department of Education pursuant to Act 91, Section 68, SLH 1999, on the Department of Education's CIP staff costs.

Gov. Msg. No. 36, dated December 11, 2000, transmitting a report prepared by the Department of Education in response to H.C.R. No. 158 (2000), requesting that the Department of Education and the University of Hawaii Community Colleges initiate a collaborative partnership to improve services for adults and expand opportunities for high school students that will result in substantive outcomes for the two entities.

Gov. Msg. No. 37, dated December 11, 2000, transmitting a report prepared by the Department of Education pursuant to Act 328, SLH 2000, on educational accountability.

Gov. Msg. No. 38, dated December 11, 2000, transmitting a report prepared by the Department of Education in response to H.C.R. No. 123 (2000), requesting the Department of Health and the Department of Agriculture to take measures to mitigate the infestation of flies, unpleasant odors, inundation by dust, and severe drainage problems at Maili Elementary School.

Gov. Msg. No. 39, dated December 11, 2000, transmitting the Annual Education Status Report prepared by the Department of Education, pursuant to Act 272, SLH 1994, and Act 238, SLH 2000.

Gov. Msg. No. 40, dated December 11, 2000, transmitting a Report on the General Fund Appropriation for Comprehensive School Support Services prepared by the Department of Education, pursuant to Act 281, Section 34, SLH 2000.

Gov. Msg. No. 41, dated December 11, 2000, transmitting the Annual Report on the Operations of the Incentive and Innovation Grant Trust Fund and Review Panel prepared by the Department of Education, pursuant to Section 302A-301.

Gov. Msg. No. 42, dated December 11, 2000, transmitting a Report on the Mandatory Expulsion Policy for Possession of a Firearm prepared by the Department of Education, pursuant to Act 148, SLH 1995.

Gov. Msg. No. 43, dated December 11, 2000, transmitting a Report on Federal and Trust Funds prepared by the Department of Education, pursuant to Act 234, SLH 2000.

Gov. Msg. No. 44, dated December 11, 2000, transmitting a Report on Gender Equity in Sports prepared by the Department of Education, pursuant to Act 229, SLH 2000.

Gov. Msg. No. 45, dated December 11, 2000, transmitting the Study of Conditions at Punalu'u Beach and the Near-by Kamehame Beach prepared by the Department of Land and Natural Resources in response to S.C.R. No. 89 (2000).

Gov. Msg. No. 46, dated December 11, 2000, transmitting the "Annual Report Detailing the Fund Balance of the Hawaii Historic Preservation Special Fund" prepared by the Department of Land and Natural Resources, pursuant to Section 6E-3, HRS.

Gov. Msg. No. 47, dated December 14, 2000, transmitting the Department of Budget and Finance Plan of Action for Implementation of Goals and Objectives, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 48, dated December 14, 2000, transmitting the Department of Budget and Finance FY 2001 Expenditure Report, pursuant to Act 91, SLH 1999 and Act 281, SLH 2000.

Gov. Msg. No. 49, dated December 14, 2000, transmitting the Interim Report Regarding the Net Metering Pilot Study on the Department of Education's Use of Net Metering in its

Renewable Energy Demonstration Project prepared by the Public Utilities Commission, pursuant to Act 87, SLH 2000.

Gov. Msg. No. 50, dated December 15, 2000, transmitting the Department of Transportation's Underground Facilities One-Call System Report, pursuant to S.C.R. No. 171 (2000).

Gov. Msg. No. 51, dated December 15, 2000, transmitting the Department of Transportation's Traffic Enforcement Demonstration Project Report, pursuant to Act 240, SLH 2000.

Gov. Msg. No. 52, dated December 15, 2000, transmitting the Department of Transportation's Special Maintenance Expenditure Report, pursuant to Act 91, SLH 1999 and Act 281, SLH 2000.

Gov. Msg. No. 53, dated December 15, 2000, transmitting the Department of Transportation's Central Oahu H-1 Freeway Corridor Capacity Expansion Report, pursuant to S.C.R. No. 125 (2000).

Gov. Msg. No. 54, dated December 15, 2000, transmitting the Department of Transportation's Stainback Highway to Kulani Correctional Facility Reconstruction Report, pursuant to Act 91, SLH 1999 and Act 281, SLH 2000.

Gov. Msg. No. 55, dated December 15, 2000, transmitting the Department of Transportation's Project-Funded Staff Services Budget Report, pursuant to Act 91, SLH 1999 and Act 281, SLH 2000.

Gov. Msg. No. 56, dated December 18, 2000, transmitting two reports prepared by the Public Utilities Commission on the Consideration of Demand Side Management Issues, pursuant to S.C.R. No. 173 (2000); and the Resolution of Avoided Cost Issues, pursuant to S.C.R. No. 179 (2000).

Gov. Msg. No. 57, dated December 18, 2000, transmitting the "Annual Report on Transfer of Appropriated Funds and Positions" prepared by the University of Hawaii, pursuant to Section 37-74, HRS.

Gov. Msg. No. 58, dated December 18, 2000, transmitting the "Summary of University of Hawaii Special, Revolving and Trust Funds for the Fiscal Year Ended June 30, 2000" prepared by the University of Hawaii, pursuant to Sections 304-7 and 304-8, HRS.

Gov. Msg. No. 59, dated December 18, 2000, transmitting the University of Hawaii Report on the Tuition Waiver Program, pursuant to Act 161, Section 3, SLH 1995 and Section 304-16.5, HRS.

Gov. Msg. No. 60, dated December 18, 2000, transmitting a report, "Fiscal Year 1999-2000 University of Hawaii Tuition and Fees Special Fund Expenditures for the Purpose of Generating Private Donations" prepared by the University of Hawaii, pursuant to Section 304-16.5, HRS.

Gov. Msg. No. 61, dated December 18, 2000, transmitting the Multi-Year Program and Financial Plan and Executive Budget for the Period 2001-2007, pursuant to Sections 37-69 and 37-71, HRS; and the Variance Report for FYs 2000-2001, pursuant to Section 37-75.

Gov. Msg. No. 62, dated December 18, 2000, transmitting the Department of Taxation's Progress Expenditure Report on the Design, Development and Implementation of the Integrated Tax Information Management System, pursuant to Act 273, SLH 1996.

Gov. Msg. No. 63, dated December 18, 2000, transmitting the Department of Taxation's Progress Expenditure Report on the Design, Development and Implementation of the Integrated Tax Information Management System, pursuant to Act 91, Section 54, SLH 1999.

Gov. Msg. No. 64, dated December 18, 2000, transmitting the Department of Taxation's Annual Report Providing an Accounting of the Receipt Of, and Expenditures From, the Integrated Tax Information Management Systems Special Fund, pursuant to Act 155, SLH 1999.

Gov. Msg. No. 65, dated December 18, 2000, transmitting the "Annual Evaluation of the Hawaii Unemployment Compensation" prepared by the Department of Labor and Industrial Relations, pursuant to Section 383-126.5, HRS.

Gov. Msg. No. 66, dated December 19, 2000, transmitting the Report on Recommendations Made By the Task Force on Beach and Water Safety, prepared by the Department of Land and Natural Resources in conjunction with the Task Force on Beach and Water Safety, pursuant to Act 190, SLH 1996 and Act 101, SLH 1999.

Gov. Msg. No. 67, dated December 19, 2000, transmitting a report of the Transfer of Statewide Saving to the Forest Wildlife Resource Program prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Act 91, Section 142, SLH 1999.

Gov. Msg. No. 68, dated December 20, 2000, transmitting a report, "Hawaii Convention Center Transition Plan" prepared by the Hawaii Tourism Authority in response to H.C.R. No. 164 (2000).

Gov. Msg. No. 69, dated December 20, 2000, transmitting the Annual Report on the Status of the Issuance of Incidental Take Licenses for Endangered, Threatened, Proposed, and Candidate Species; and the Condition of the Endangered Species Trust Fund, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-26, HRS.

Gov. Msg. No. 70, dated December 22, 2000, transmitting a report prepared by the Department of Land and Natural Resources in response to S.C.R. No. 60 (2000), requesting the Department of Land and Natural Resources to study the feasibility of establishing, assessing, and collecting user fees to offset the cost of maintaining Kokee State Park, Alakai Swamp, Waimea Canyon State Park, and surrounding forest reserves on the island of Kauai.

Gov. Msg. No. 71, dated December 26, 2000, transmitting the Report on Various Cost Options on Customary Fee Profiles for Non-Institutional Health Care Providers prepared by the Department of Human Services, Med-Quest Division, pursuant to Section 346-59, HRS.

Gov. Msg. No. 72, dated December 26, 2000, transmitting the Annual Report on the Teacher Education Coordinating Committee prepared by the Department of Education, pursuant to Section 304-20, HRS.

Gov. Msg. No. 73, dated December 26, 2000, transmitting a report, Strengthening and Evaluation of Student Leadership Programs for Schools on the Island of Hawaii prepared by the Department of Education, in response to H.C.R. No. 52 (2000).

Gov. Msg. No. 74, dated December 26, 2000, transmitting the "Report of the Insurance Commissioner's Findings and Recommendations" prepared by the Department of Commerce

and Consumer Affairs, Insurance Division, pursuant to H.C.R. No. 145 (2000).

Gov. Msg. No. 75, dated December 26, 2000, informing the Senate that he has approved the release of \$190,000 to the Department of Accounting and General Services and permission to advertise bids for Waialua High School, Baseball Field Improvements, as authorized by Act 91, SLH 1999 and Act 281, SLH 2000.

Gov. Msg. No. 76, dated December 26, 2000, transmitting a Report on the Interagency Educational Accountability Working Group prepared by the Department of Education, pursuant to Act 235, HRS.

Gov. Msg. No. 77, dated December 27, 2000, transmitting a Report Relating to State Park Restroom Facilities (Funding for the Natural Area Reserves System Under Separate Cover) prepared by the Department of Land and Natural Resources and the Hawaii Tourism Authority, in response to S.C.R. No. 143, (2000).

Gov. Msg. No. 78, dated December 27, 2000, transmitting a report prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, Natural Area Reserves System, Funding Working Group, in response to S.C.R. No. 143 (2000), regarding potential sources of permanent dedicated funding and staffing and funding needs of the Natural Area Reserves System.

Gov. Msg. No. 79, dated December 27, 2000, transmitting a report prepared by the Department of Land and Natural Resources in response to H.C.R. No. 151 (2000), relating to a comprehensive master plan for Kokee and Waimea Canyon State Parks.

Gov. Msg. No. 80, dated December 28, 2000, transmitting the Report on the Status of the State's Progress in Meeting the Requirements of the Felix v. Cayetano Consent Decree prepared by the Department of Education, pursuant to Act 91, Section 46, SLH 1999.

Gov. Msg. No. 81, dated January 2, 2001, transmitting the Office of the Lieutenant Governor's Annual Report, pursuant to Act 200, Section 7, SLH 1999.

Gov. Msg. No. 82, dated January 2, 2001, transmitting the Report Requiring All Departments and Agencies to Identify Their Goals, Objectives, and Policies, to Provide a Basis for Determining Priorities and Allocating Limited Public Funds and Human Resources, prepared by the Department of Land and Natural Resources, pursuant to Act 100, Sections 6 and 7, SLH 1999.

Gov. Msg. No. 83, dated January 3, 2001, transmitting the Annual Report of the Office of Information Practices for Fiscal Year Ending June 30, 2000.

Gov. Msg. No. 84, dated January 3, 2001, transmitting the Report of the Medical Privacy Task Force prepared by the Office of Information Practices, pursuant to Act 140, SLH 200.

Gov. Msg. No. 85, dated January 3, 2001, transmitting the "Project-Funded Staff Services Budget Report" prepared by the Hawaii Community Development Authority, pursuant to Act 91, Section 74, SLH 1999.

Gov. Msg. No. 86, dated January 3, 2001, transmitting the "Report of the Insurance Commissioner of Hawaii 2000; Summary of Insurance Business for the Year 1999" pursuant to Section 431:2-211, HRS.

Gov. Msg. No. 87, dated January 4, 2001, transmitting the report, "A Study of the Impact That Commercial Marine Mammal Watching Tours May Have on Commercial Fishing in Waters Off the Waianae Coast of Oahu" prepared by the Department of Land and Natural Resources in response to H.C.R. No. 103 (2000).

Gov. Msg. No. 88, dated January 4, 2001, transmitting the Report on the Implementation of Chapter 190D, HRS, Ocean and Submerged Lands Leasing, prepared by the Department of Land and Natural Resources and Department of Agriculture, pursuant to Act 176, Section 12, SLH 1999.

Gov. Msg. No. 89, dated January 3, 2001, transmitting the 1999-2000 Annual Report prepared by the Hawaii Community Development Authority, pursuant to Chapter 206E, HRS.

Gov. Msg. No. 90, dated January 5, 2001, transmitting the Report on Land Dispositions Made of Public Lands for Calendar Year 2000 prepared by the Department of Land and Natural Resources, pursuant to Section 171-29, HRS.

Gov. Msg. No. 91, dated January 8, 2001, transmitting the Department of Taxation's Annual Report on Payments to the State by Electronic Funds Transfer, pursuant to Act 177, SLH 1997.

Gov. Msg. No. 92, dated January 8, 2001, transmitting a report prepared by the Department of Health, Environmental Health Administration, Environmental Management Division, Safe Drinking Water Branch, Wastewater Branch, pursuant to Sections 340E-31 through 340E-41, HRS, relating to the Drinking Water Treatment Revolving Loan Fund of the Department of Health.

Gov. Msg. No. 93, dated January 8, 2001, transmitting a report prepared by the Department of Health, Clean Air Branch, pursuant to S.C.R. No. 129 (2000), requesting the Department of Health to study unplanned releases of air emissions by facilities at Campbell Industrial Park.

Gov. Msg. No. 94, dated January 8, 2001, transmitting a report "Requiring the Department of Health to Give an Annual Financial Report for the Newborn Metabolic Screening Special Fund" prepared by the Department of Health, pursuant to Section 321-291, HRS.

Gov. Msg. No. 95, dated January 8, 2001, transmitting a report "Relating to the State Water Pollution Control Revolving Fund of the Department of Health" prepared by the Department of Health, Environmental Health Administration, Environmental Management Division, Wastewater Branch, pursuant to Sections 342D-80 through 342D-87, HRS.

Gov. Msg. No. 96, dated January 8, 2001, transmitting the Hawaii Information Consortium's Annual Report for the Year 2000.

Gov. Msg. No. 97, dated December 27, 2000, transmitting a report prepared by the Board of Agriculture pursuant to Act 281, Section 4, SLH 1996, and Act 154, SLH 2000, on the impact of the increase in the minimum annual pesticide licensing fee, and its annual report on all moneys deposited into and disbursed from the Pesticide Use Revolving Fund.

Gov. Msg. No. 98, dated January 4, 2001, transmitting the Annual Report on the Natural Area Reserves System and Natural Area Partnership Program prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195-6.6, HRS.

Gov. Msg. No. 99, dated January 8, 2001, transmitting the Annual Report Relating to the Forest Stewardship Program prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195F-6, HRS.

Gov. Msg. No. 100, dated January 8, 2001, transmitting the Annual Report on the Wildlife Revolving Fund prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 183D-10.5, HRS.

Gov. Msg. No. 101, dated January 10, 2001, transmitting the Annual Report of the Hawaii Civil Rights Commission, pursuant to Sections 368-3 and 515-9, HRS.

Gov. Msg. No. 102, dated January 11, 2001, transmitting a report, "Evaluation of the Licensing Requirements for Psychologists and Assessment of the Communities Needs for Psychologist Services" prepared by the Department of Commerce and Consumer Affairs in response to H.C.R. No. 38 (2000).

Gov. Msg. No. 103, dated January 12, 2001, transmitting a report, "Requesting Process and Outcome Evaluations by an Agency or Agencies External to the Department of Health on New Initiatives or Programs for Service to Emotionally Disturbed Children and Adolescents" prepared by Stephen N. Haynes, Ph.D., Department of Psychology and Social Sciences Research Institute, University of Hawaii, pursuant to Act 281, Section 24.1, SLH 2000.

Gov. Msg. No. 104, dated January 12, 2001, transmitting a report prepared by the Department of Health pursuant to S.C.R. No. 196 (2000), requesting review and recommendations from the Director of Health on the transition of Hawaii State Hospital to a secured psychosocial rehabilitation facility.

Gov. Msg. No. 105, dated January 16, 2001, transmitting a report prepared by the Department of Health pursuant to S.C.R. No. 77 (2000), requesting the Department of Health to work with service providers and the Department of Land and Natural Resources to determine a reasonable rental fee to improve infrastructure on the Waimano Training School and Hospital grounds.

Gov. Msg. No. 106, dated January 16, 2001, transmitting the Annual Report on the Hawaii Statewide Trail and Access System Known as "Na Ala Hele" prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 198D-9, HRS.

Gov. Msg. No. 107, dated January 17, 2001, transmitting a report prepared by the Department of Public Safety, Correctional Industries Division, pursuant to Act 170, SLH 1995, requesting that the Department of Public Safety submit a detailed expenditure and status report to the Legislature.

Gov. Msg. No. 108, dated January 17, 2001, transmitting the Program Memoranda prepared by the Department of Budget and Finance, Budget, Program Planning and Management Division, pursuant to Section 37-70, HRS.

Gov. Msg. No. 109, dated January 10, 2001, transmitting the Annual Report of the Salaries Paid to All University of Hawaii Executive, Managerial, and Faculty Members Including the President, prepared by the University of Hawaii pursuant to Section 304-13.5, HRS.

Gov. Msg. No. 110, dated January 16, 2001, transmitting a report prepared by the Department of Health, Communicable

Disease Division, STD/AIDS Prevention Branch, pursuant to H.R. No. 99 (2000), relating to increasing access to sterile syringes.

Gov. Msg. No. 111, dated January 16, 2001, transmitting a report prepared by the Department of Health pursuant to Act 281, Section 17.1, SLH 2000, requesting that the Department of Health submit a report itemizing the levels of funding for all STD/AIDS prevention providers.

Gov. Msg. No. 112, dated January 17, 2001, transmitting the Department of Defense Annual Report for Fiscal Year Ending June 30, 2000.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 1 to 12) were read by the Clerk and were placed on file:

Dept. Com. No. 1, from the State Auditor dated November 17, 2000, transmitting a report, "Audit of the Department of Health's Oversight of Public Water Systems," (Report No. 00-15).

Dept. Com. No. 2, from the Hawaii Teacher Standards Board dated December 2, 2000, transmitting the 2000 Annual Report of the Hawaii Teacher Standards Board, pursuant to Section 302A-803, HRS.

Dept. Com. No. 3, from the Hawaii Tourism Authority dated December 6, 2000, transmitting the "Hawaii Tourism Authority's 2000 Annual Report to the Hawaii State Legislature," pursuant to Chapter 201B, HRS.

Dept. Com. No. 4, from the Office of Hawaiian Affairs dated December 18, 2000, transmitting the OHA Budget Justification Tables FB 2001-2003 and the OHA Budget Justification Worksheets FB 2001-2003, pursuant to Section 10-14.5, HRS.

Dept. Com. No. 5, from the Department of Human Resources Development dated December 18, 2000, informing the Senate that the Hawaii Employers Council's "Pay Rates In Hawaii" Year 2000 Survey will be made available only on their web site.

Dept. Com. No. 6, from the Department of Budget and Finance dated December 21, 2000, transmitting the third and final report of the Performance Budgeting Committee, pursuant to Act 230, Section 5, SLH 1998.

Dept. Com. No. 7, from the Office of Hawaiian Affairs dated December 21, 2000, transmitting a Report on the Operating Transfers Made Between Divisions for FY 2000, pursuant to Act 147, Section 6, SLH 1999.

Dept. Com. No. 8, from the Ombudsman dated December 21, 2000, transmitting the "Report of the Ombudsman," (Report No. 31), pursuant to Section 96-16, HRS.

Dept. Com. No. 9, from the Lieutenant Governor dated December 28, 2000, transmitting the Report of the Elections Appointment and Review Panel.

Dept. Com. No. 10, from the Department of Commerce and Consumer Affairs, Insurance Division, dated January 5, 2001, transmitting Attachments A and B to the report of the Insurance Commissioner's findings and recommendations called for by H.C.R. No. 145 (2000).

Dept. Com. No. 11, from the State Auditor dated January 18, 2001, transmitting a report, "Follow-Up Review of the State's Efforts to Comply with the Felix Consent Decree."

Dept. Com. No. 12, from the Good Beginnings Alliance and the Good Beginnings Interdepartmental Council dated December 22, 2000, transmitting the 2000 Annual Report pursuant to Act 77, SLH 1997.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 2 to 4) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 2 "SENATE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF SUBMERGED LANDS AT DUKE KANAHAMOKU BEACH AT WAIKIKI, HONOLULU, OAHU, FOR PIER PURPOSES."

Offered by: Senator Bunda, by request.

No. 3 "SENATE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON LAND EXCHANGES."

Offered by: Senator Bunda, by request.

No. 4 "SENATE CONCURRENT RESOLUTION AUTHORIZING THE SALE OF EASEMENT COVERING A PORTION OF SUBMERGED LANDS AT LAHAINA, MAUI, HAWAII, FOR CONCRETE PIER AND DECK PURPOSES."

Offered by: Senator Bunda, by request.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Friday, January 19, 2001:

Senate Bill Referred to:

No. 114 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 115 Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 116 Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 117 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 118 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 119 Jointly to the Committee on Judiciary and the Committee on Ways and Means

No. 120 Jointly to the Committee on Judiciary and the Committee on Ways and Means

No. 121 Committee on Ways and Means

No. 122 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 123 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means

No. 124 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 125 Committee on Ways and Means

No. 126 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 127 Committee on Education, then to the Committee on Ways and Means

No. 128 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means

No. 129 Committee on Education, then to the Committee on Ways and Means

No. 130 Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means

No. 131 Jointly to the Committee on Judiciary and the Committee on Ways and Means

No. 132 Committee on Education, then to the Committee on Ways and Means

No. 133 Committee on Education, then to the Committee on Ways and Means

No. 134 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 135 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 136 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 137 Committee on Health and Human Services, then to the Committee on Judiciary

No. 138 Committee on Health and Human Services, then to the Committee on Judiciary

No. 139 Committee on Health and Human Services, then to the Committee on Judiciary

No. 140 Committee on Education, then to the Committee on Ways and Means

No. 141 Committee on Education, then to the Committee on Ways and Means

No. 142 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Judiciary

No. 143 Committee on Education, then to the Committee on Ways and Means

No. 144	Committee on Education, then to the Committee on Ways and Means	No. 164	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 145	Jointly to the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means	No. 165	Committee on Labor, then to the Committee on Ways and Means
No. 146	Jointly to the Committee on Education and the Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 166	Committee on Education, then to the Committee on Ways and Means
No. 147	Committee on Education, then to the Committee on Ways and Means	No. 167	Committee on Education, then to the Committee on Ways and Means
No. 148	Committee on Education, then to the Committee on Ways and Means	No. 168	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 149	Committee on Education, then to the Committee on Ways and Means	No. 169	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 150	Committee on Education, then to the Committee on Ways and Means	No. 170	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 151	Jointly to the Committee on Education and the Committee on Health and Human Services	No. 171	Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 152	Jointly to the Committee on Labor, the Committee on Tourism and Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 172	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 153	Committee on Ways and Means	No. 173	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 154	Jointly to the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 174	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 155	Committee on Education, then to the Committee on Ways and Means	No. 175	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 156	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means	No. 176	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 157	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means	No. 177	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
No. 158	Committee on Health and Human Services, then to the Committee on Judiciary	No. 178	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 159	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Health and Human Services, then to the Committee on Judiciary	No. 179	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 160	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 180	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 161	Committee on Judiciary		
No. 162	Committee on Health and Human Services, then to the Committee on Judiciary		
No. 163	Jointly to the Committee on Labor and the Committee on Education, then to the Committee on Ways and Means		

- No. 181 Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
- No. 182 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 183 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
- No. 184 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 185 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment
- No. 186 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Economic Development and Technology, then to the Committee on Judiciary
- No. 187 Jointly to the Committee on Judiciary and the Committee on Ways and Means
- No. 188 Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 189 Jointly to the Committee on Agriculture and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 190 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
- No. 191 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 192 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
- No. 193 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
- No. 194 Committee on Water, Land, Energy, and Environment, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means
- No. 195 Committee on Health and Human Services, then to the Committee on Judiciary
- No. 196 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs
- No. 197 Committee on Education, then to the Committee on Judiciary
- No. 198 Jointly to the Committee on Judiciary and the Committee on Ways and Means
- No. 199 Committee on Health and Human Services, then to the Committee on Judiciary
- No. 200 Committee on Labor, then to the Committee on Ways and Means
- No. 201 Committee on Education, then to the Committee on Ways and Means
- No. 202 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
- No. 203 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
- No. 204 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Agriculture, then to the Committee on Ways and Means
- No. 205 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 206 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 207 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
- No. 208 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means
- No. 209 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
- No. 210 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
- No. 211 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
- No. 212 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
- No. 213 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs
- No. 214 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 215 Committee on Education, then to the Committee on Ways and Means

No. 216 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Judiciary

No. 217 Committee on Education, then to the Committee on Ways and Means

No. 218 Committee on Agriculture, then to the Committee on Ways and Means

No. 219 Jointly to the Committee on Agriculture, the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs

No. 220 Committee on Agriculture, then to the Committee on Commerce, Consumer Protection and Housing

No. 221 Committee on Agriculture, then to the Committee on Ways and Means

No. 222 Committee on Agriculture, then to the Committee on Ways and Means

No. 223 Committee on Agriculture, then to the Committee on Ways and Means

No. 224 Committee on Agriculture, then to the Committee on Ways and Means

No. 225 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 226 Jointly to the Committee on Labor and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 227 Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 228 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 229 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 230 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 231 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 232 Committee on Health and Human Services, then to the Committee on Judiciary

No. 233 Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 234 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 235 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 236 Jointly to the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 237 Committee on Health and Human Services, then to the Committee on Judiciary

No. 238 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 239 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary

No. 240 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 241 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 242 Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 243 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary

No. 244 Jointly to the Committee on Health and Human Services and the Committee on Labor, then to the Committee on Ways and Means

No. 245 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 246 Jointly to the Committee on Labor and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 247 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 248 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 249 Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing

No. 250 Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means

No. 251 Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 252	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 270	Committee on Water, Land, Energy, and Environment, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 253	Committee on Labor, then to the Committee on Ways and Means	No. 271	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Judiciary
No. 254	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 272	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Judiciary
No. 255	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary	No. 273	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 256	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 274	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 257	Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary	No. 275	Committee on Ways and Means
No. 258	Committee on Transportation, Military Affairs, and Government Operations	No. 276	Committee on Ways and Means
No. 259	Committee on Education, then to the Committee on Ways and Means	No. 277	Committee on Ways and Means
No. 260	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 278	Committee on Ways and Means
No. 261	Committee on Economic Development and Technology, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary	No. 279	Committee on Ways and Means
No. 262	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Education, then to the Committee on Judiciary	No. 280	Committee on Ways and Means
No. 263	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary	No. 281	Committee on Ways and Means
No. 264	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 282	Committee on Ways and Means
No. 265	Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary	No. 283	Committee on Ways and Means
No. 266	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary	No. 284	Committee on Ways and Means
No. 267	Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary	No. 285	Committee on Ways and Means
No. 268	Jointly to the Committee on Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means	No. 286	Committee on Ways and Means
No. 269	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing	No. 287	Committee on Ways and Means
		No. 288	Committee on Ways and Means
		No. 289	Committee on Ways and Means
		No. 290	Committee on Ways and Means
		No. 291	Committee on Ways and Means
		No. 292	Committee on Ways and Means
		No. 293	Committee on Ways and Means
		No. 294	Committee on Economic Development and Technology
		No. 295	Committee on Economic Development and Technology
		No. 296	Committee on Economic Development and Technology

No. 297 and Technology	Committee on Economic Development	No. 321 Protection and Housing	Committee on Commerce, Consumer
No. 298 and Technology	Committee on Economic Development	No. 322 Protection and Housing	Committee on Commerce, Consumer
No. 299 and Technology	Committee on Economic Development	No. 323 Protection and Housing	Committee on Commerce, Consumer
No. 300 and Technology	Committee on Economic Development	No. 324 Protection and Housing	Committee on Commerce, Consumer
No. 301 and Technology	Committee on Economic Development	No. 325 Protection and Housing	Committee on Commerce, Consumer
No. 302 and Technology	Committee on Economic Development	No. 326 Protection and Housing	Committee on Commerce, Consumer
No. 303 and Technology	Committee on Economic Development	No. 327 Protection and Housing	Committee on Commerce, Consumer
No. 304 and Technology	Committee on Economic Development	No. 328 and Technology	Committee on Economic Development
No. 305 and Technology	Committee on Economic Development	No. 329 Protection and Housing	Committee on Commerce, Consumer
No. 306 and Technology	Committee on Economic Development	No. 330 Protection and Housing	Committee on Commerce, Consumer
No. 307 and Technology	Committee on Economic Development	No. 331 Protection and Housing	Committee on Commerce, Consumer
No. 308 and Technology	Committee on Economic Development	No. 332 Protection and Housing	Committee on Commerce, Consumer
No. 309 and Technology	Committee on Economic Development	No. 333 Protection and Housing	Committee on Commerce, Consumer
No. 310	Committee on Transportation, Military Affairs, and Government Operations	No. 334 Protection and Housing	Committee on Commerce, Consumer
No. 311 and Technology	Committee on Economic Development	No. 335 Protection and Housing	Committee on Commerce, Consumer
No. 312 Protection and Housing	Committee on Commerce, Consumer	No. 336	Committee on Tourism and Intergovernmental Affairs
No. 313 Protection and Housing	Committee on Commerce, Consumer	No. 337	Committee on Tourism and Intergovernmental Affairs
No. 314 Protection and Housing	Committee on Commerce, Consumer	No. 338	Committee on Tourism and Intergovernmental Affairs
No. 315 Protection and Housing	Committee on Commerce, Consumer	No. 339	Committee on Tourism and Intergovernmental Affairs
No. 316 Protection and Housing	Committee on Commerce, Consumer	No. 340	Committee on Tourism and Intergovernmental Affairs
No. 317 Protection and Housing	Committee on Commerce, Consumer	No. 341	Committee on Tourism and Intergovernmental Affairs
No. 318 Protection and Housing	Committee on Commerce, Consumer	No. 342	Committee on Tourism and Intergovernmental Affairs
No. 319	Committee on Transportation, Military Affairs, and Government Operations	No. 343	Committee on Tourism and Intergovernmental Affairs
No. 320 Protection and Housing	Committee on Commerce, Consumer		

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No. 344	Committee on Tourism and Intergovernmental Affairs	No. 372	Committee on Agriculture
No. 345	Committee on Tourism and Intergovernmental Affairs	No. 373	Committee on Agriculture
No. 346	Committee on Labor	No. 374	Committee on Agriculture
No. 347	Committee on Labor	No. 375	Committee on Agriculture
No. 348	Committee on Labor	No. 376	Committee on Education
No. 349	Committee on Labor	No. 377	Committee on Education
No. 350	Committee on Labor	No. 378	Committee on Education
No. 351	Committee on Labor	No. 379	Committee on Education
No. 352	Committee on Labor	No. 380	Committee on Education
No. 353	Committee on Water, Land, Energy, and Environment	No. 381	Committee on Education
No. 354	Committee on Water, Land, Energy, and Environment	No. 382	Committee on Education
No. 355	Committee on Water, Land, Energy, and Environment	No. 383	Committee on Education
No. 356	Committee on Water, Land, Energy, and Environment	No. 384	Committee on Education
No. 357	Committee on Water, Land, Energy, and Environment	No. 385	Committee on Education
No. 358	Committee on Water, Land, Energy, and Environment	No. 386	Committee on Education
No. 359	Committee on Water, Land, Energy, and Environment	No. 387	Committee on Education
No. 360	Committee on Water, Land, Energy, and Environment	No. 388	Committee on Education
No. 361	Committee on Water, Land, Energy, and Environment	No. 389	Committee on Education
No. 362	Committee on Water, Land, Energy, and Environment	No. 390	Committee on Health and Human Services
No. 363	Committee on Water, Land, Energy, and Environment	No. 391	Committee on Health and Human Services
No. 364	Committee on Water, Land, Energy, and Environment	No. 392	Committee on Health and Human Services
No. 365	Committee on Water, Land, Energy, and Environment	No. 393	Committee on Health and Human Services
No. 366	Committee on Agriculture	No. 394	Committee on Health and Human Services
No. 367	Committee on Water, Land, Energy, and Environment	No. 395	Committee on Health and Human Services
No. 368	Committee on Agriculture	No. 396	Committee on Health and Human Services
No. 369	Committee on Agriculture	No. 397	Committee on Health and Human Services
No. 370	Committee on Agriculture	No. 398	Committee on Health and Human Services
No. 371	Committee on Agriculture	No. 399	Committee on Health and Human Services
		No. 400	Committee on Health and Human Services

No. 401 Services	Committee on Health and Human	No. 429 Services	Committee on Health and Human
No. 402 Affairs, and Government Operations	Committee on Transportation, Military	No. 430	Committee on Judiciary
No. 403 Affairs, and Government Operations	Committee on Transportation, Military	No. 431	Committee on Judiciary
No. 404 Affairs, and Government Operations	Committee on Transportation, Military	No. 432	Committee on Judiciary
No. 405 Affairs, and Government Operations	Committee on Transportation, Military	No. 433	Committee on Judiciary
No. 406 Affairs, and Government Operations	Committee on Transportation, Military	No. 434	Committee on Judiciary
No. 407 Affairs, and Government Operations	Committee on Transportation, Military	No. 435	Committee on Judiciary
No. 408 Affairs, and Government Operations	Committee on Transportation, Military	No. 436	Committee on Judiciary
No. 409 Affairs, and Government Operations	Committee on Transportation, Military	No. 437	Committee on Judiciary
No. 410 Affairs, and Government Operations	Committee on Transportation, Military	No. 438	Committee on Judiciary
No. 411 Affairs, and Government Operations	Committee on Transportation, Military	MISCELLANEOUS COMMUNICATION	
No. 412 Affairs, and Government Operations	Committee on Transportation, Military	Misc. Com. No. 1, from the County of Kauai, Department of Water, dated December 13, 2000, transmitting the "Proposed C.I.P. Projects, Request for State Aid, 2001 Legislative Session," and Resolution No. 3, 2001-2002 Legislative Budget that was adopted by the Kauai Board of Water Supply on November 20, 2000, was read by the Clerk and was placed on file.	
No. 413 Affairs, and Government Operations	Committee on Transportation, Military	Senator Hemmings rose on a point of personal privilege as follows:	
No. 414 Affairs, and Government Operations	Committee on Transportation, Military	"Mr. President, I rise on a point of personal privilege. I have two points.	
No. 415 Committee on Hawaiian Affairs	Committee on Hawaiian Affairs	"First of all I'd like to extend my gratitude to you and to my colleagues on your expression of condolences on the passing of my father. He lived a long and wonderful life and I hope that we're all as lucky.	
No. 416 Committee on Hawaiian Affairs	Committee on Hawaiian Affairs	"I also would like to rise on a second point of personal privilege, Mr. President. I'd like to respond from the Floor of this Chamber as a symbol of my concern as a Senator representing a constituency that has many Hawaiians in it. The Governor, I think, yesterday in his State of the State speech was referring to a bill I will be introducing, undaunted by his efforts. The bill is intended to bring autonomy to the Hawaiian assets of OHA and Hawaiian Home Lands. The Governor chose to prejudge the bill having not seen it yet. Although I did communicate via white paper on this issue, I don't think he understood the intent. It is not the intent to merge those agencies but to bring autonomy and self-determination for the Hawaiians and have them control their destiny.	
No. 417 Committee on Hawaiian Affairs	Committee on Hawaiian Affairs	"I will say that the good Senator from Niihau and the Island next to it, Kauai, Senator Chun has consented to have an open mind on this issue, which I appreciate immensely.	
No. 418 Committee on Hawaiian Affairs	Committee on Hawaiian Affairs	"I would remind my colleagues, the people in this Chamber, and the Governor that in 1987 the late Senator Mary George and I introduced legislation to cap Bishop Estate Trustees' fees and to investigate the political appointment of trustees. It took 13 years for the Hawaiians to finally get something done about that. I don't think we can wait that much longer on the autonomy issue.	
No. 419 Committee on Hawaiian Affairs	Committee on Hawaiian Affairs	"In closing, Mr. President, the Governor also said that he was going to use all the power and resources of the Attorney General's Office to defend OHA. I might remind the Governor	
No. 420 Committee on Hawaiian Affairs	Committee on Hawaiian Affairs		
No. 421 Committee on Hawaiian Affairs	Committee on Hawaiian Affairs		
No. 422 Committee on Judiciary	Committee on Judiciary		
No. 423 Committee on Judiciary	Committee on Judiciary		
No. 424 Committee on Judiciary	Committee on Judiciary		
No. 425 Committee on Judiciary	Committee on Judiciary		
No. 426 Committee on Judiciary	Committee on Judiciary		
No. 427 Committee on Judiciary	Committee on Judiciary		
No. 428 Committee on Judiciary	Committee on Judiciary		

and, more importantly, my friends of Hawaiian ancestry, my brothers and sisters of the surf and the other pleasures of Hawaii, that this is the same Attorney General's Office that defended us in the Rice case. Why don't we preempt all of that by doing something bold and imaginative that I think your leadership and others will provide.

"Thank you for this courtesy, Mr. President."

At 9:46 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:48 o'clock a.m.

At this time, the President made the following remarks:

"We would like to express our condolences to Senator Hemmings and his family. Funeral services for his father will be at 9:30 at Star of the Sea Church on Friday."

At 9:49 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with Senate Concurrent Resolution No. 1, to receive the Chief Justice's State of the Judiciary Address.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, was called to order at 10:03 o'clock a.m. by the Honorable Robert Bunda, President of the Senate.

At this time, Senate President Bunda welcomed and introduced the following distinguished guests to the members of the Twenty-First Legislature:

The Honorable Benjamin J. Cayetano, Governor of the State of Hawaii, and Mrs. Vicky Cayetano. They were presented leis by Senator Donna Mercado Kim and Senator Cal Kawamoto;

The Honorable Mazie Hirono, Lieutenant Governor of Hawaii, and Mr. Leighton Oshima. They were presented leis by Representative Brian Schatz and Representative Marilyn Lee;

Mrs. Stella Moon, wife of Chief Justice Moon. She was presented a lei by Senator J. Kalani English;

Ms. Julie Moon, daughter of Chief Justice Moon;

Mrs. Mary Han and Mr. Joseph Han, mother and stepfather of Chief Justice Moon; and

The Honorable William S. Richardson, former Chief Justice of the Hawaii Supreme Court.

The President then appointed Senators Brian Kanno, Colleen Hanabusa, Jonathan Chun and Sam Slom, on behalf of the Senate, and Representatives Eric Hamakawa, Marcus Oshiro and David Pendleton, on behalf of the House of Representatives, to escort the Honorable Ronald T.Y. Moon, Chief Justice of the Hawaii Supreme Court, to the rostrum.

Senator Carol Fukunaga and Representative Bertha Kawakami presented Chief Justice Moon with maile and ilima leis.

Senate President Bunda then presented the Honorable Ronald T.Y. Moon, Chief Justice of the Hawaii Supreme Court, to the members of the Twenty-First Legislature.

The Chief Justice addressed the Joint Session as follows:

"Let me just initially thank President Bunda for introducing the members of my immediate family who are here. He neglected to mention one person who is part of the immediate family. I don't want him to throw a tantrum, but it's my brother Erick and his wife. (Both rose to be recognized.)

"Before I begin my formal remarks, I'd like to share a dream I had last night. I was here in this very place with all of you. Just as I was about to begin my speech, an angel appeared and offered me a choice of infinite wealth, wisdom, or beauty. Without hesitation, I selected infinite wisdom. 'Done' said the angel and disappeared in a cloud of smoke. Now all heads turned towards me and I looked like I was in a daze. After a lengthy pause, Pat Mau Shimizu, who sits right here in front of me, whispered 'CJ, say something.' I then looked at all of you and with my new gift of infinite wisdom said, 'I should have taken the money.' (Laughter.)

"Governor and Mrs. Cayetano, Vice Speaker Luke, President Bunda, other distinguished Legislators, Lieutenant Governor Hirono and Mr. Oshima, members of the federal and state Judiciaries, Korea's Counsel General Lee and other special guests, family, and friends:

"It is my privilege to have this opportunity to be here today to tell you about the work of the Hawaii State Judiciary. We can all be proud of the efforts of our Judiciary employees and volunteers. I am pleased to be able to publicly thank each and every one of our Judiciary employees for their continuing commitment, dedication, and outstanding work on behalf of our third branch of government. And, to our more than 2,000 volunteers, we say 'thank you' for unselfishly giving of your time and talents in helping to alleviate some of the load on our overburdened staff. All of our volunteers provide an invaluable service to the Judiciary, and I appreciate this opportunity to publicly recognize a very special one.

"Eighty-year-old Mike Maeda has contributed nearly 4,000 hours since he began volunteering with the courts and currently works three full days a week. Mr. Maeda is often called upon to help Judiciary offices, such as the Bar Examiners Office and the Family Court's legal research department and court management services branch. Judiciary employees who have been the grateful recipients of Mr. Maeda's services wholeheartedly agree that he is reliable, efficient, and accurate in his work. Not only is he willing to do any task assigned to him, he does so with a positive attitude, working diligently until the work is done. Needless to say, Mr. Maeda is an invaluable asset to the Judiciary and exemplifies the Aloha Spirit that makes our State so special. Ladies and gentlemen, would you please join me in recognizing Mr. Mike Maeda. (Mr. Maeda rose to be recognized.)

"As I present this my fifth State of the Judiciary Address to this distinguished body, I believe it is time for a change. Therefore, my address today will contain very few statistics. I will not refer to any of the Judiciary's budget requests, or to our legislative package. I do, however, want to spend a few minutes on a subject I have discussed in previous State of the Judiciary addresses because many of you are new legislators and because the number of legislators with legal backgrounds continues to decline. That subject, which remains a topic of paramount concern, is the role of the third branch of government and, in particular, the concept of judicial independence.

“Achieving a free and independent Judiciary was part of our national struggle for independence. As James Madison stated during the Constitutional Convention in 1787, ‘If it be essential to the preservation of liberty that the Legislative, Executive, and Judiciary powers be separate, it is essential to a maintenance of the separation that they should be independent of each other.’ In a constitutional democracy like ours, the Judiciary determines whether the actions undertaken by the legislative and executive branches of government conform to principles of law enunciated in our state and federal constitutions. Courts take abstract ideals – like equal protection and due process – and infuse them with life by resolving specific controversies that engage the deepest human passions and aspirations. In that process, the third branch of government is charged with the responsibility of defining the limits of governmental power and authority and protecting basic individual rights, such as freedom of expression, freedom of religion, the right to be heard before being deprived of liberty or property, and the right to an attorney.

“By fulfilling this role, courts defend minorities that might be overwhelmed by the numerical strength of the majority, or the economic power of the wealthiest sectors of society. We attempt to safeguard the frail and defenseless against those instances where misguided public passion tramples upon the rights of the less fortunate, or where the schemes of the unjust jeopardize the welfare of society as a whole. By adhering to a system of reasoned precedent, courts also provide order, stability, and predictability to the capricious and chaotic events of life. Stated somewhat differently, the Judiciary protects the individual from the excesses of society and protects society from the excesses of the individual. By regulating the equilibrium between these forces, courts preserve individual initiative and opportunity, foster the realization of human potential, and maintain social harmony and prosperity.

“Courts are, in this sense, the institution most accountable for the preservation and maintenance of our democratic heritage. The executive and legislative branches of government strive to be directly and immediately responsive to the popular electoral will. The judicial branch, on the other hand, is the guardian of the architecture of democracy itself. While courts generally give deference to rational enactments of the Legislature, it is still the courts’ duty to invalidate a statute that violates constitutional prohibitions. This distinctive function in no way makes the judicial branch superior to the executive or legislative branches. Rather, it simply means that we have been assigned to perform a different role, with a different perspective. Courts must respect the unique responsibilities entrusted to the executive and legislative branches. We strive to do so in every decision we make and pledge to continue doing so. Likewise, if democracy is to work, the legislative and executive branches must respect the unique responsibilities entrusted to the judiciary. We ask that you continue to appreciate our need to sustain judicial independence, so that we may best fulfill the obligations of the judiciary’s special mandate. With your understanding and assistance, I am certain that not only can we enhance the function of the Judiciary, but we can strive to renew the promise of democracy for our respective branches of government in order to serve our own generation and the generations to come.

“Because a strong, separate, and independent Judiciary requires adequate compensation for its judges, I want you to know how grateful I am – how grateful we all are – for the salary adjustment you made last year. Although it has made a tremendous positive difference, just one month ago, my friend and colleague, Kevin Chang – one of our outstanding jurists – left the state bench to work as a federal magistrate judge, earning approximately \$26,500 more annually than he did as a

state judge. Judge Chang served with distinction, and, surely, the federal bench’s gain is the state bench’s loss. It is a loss we must work to minimize in the future. I, therefore, hope you will agree with me that the challenge now is to ensure that it is not another ten years before the next increase.

“But, let me be clear; we agree with the Judicial Salary Commission’s recommendation that judicial pay raises not be requested in the upcoming fiscal biennium. However, we also agree with the Commission’s conclusion that ‘the current process . . . is fundamentally flawed, and, therefore, should be changed as soon as possible.’ As some of you may know, the Judicial Salary Commission is securing a commitment from the Cades Foundation to commission an independent study to identify a more timely and objective mechanism for determining judicial salary adjustments. We sincerely hope you will support such reforms in the future.

“As I reflect on the state of the Hawaii Judiciary, I find myself struggling with the notion that ‘perception is reality.’ Although I don’t believe that perception is always reality, it is accepted by many as such. There are two particular perceptions I often hear voiced about the Judiciary that I believe are actually misperceptions. The first is that judiciaries, including Hawaii’s, are insular institutions that operate in secret, and the second is that the judiciary has not changed the ways it resolves disputes in over a hundred years.

“I believe we have made great strides to combat the perception of secrecy and to, as they say, ‘let the sun shine in.’ Our Judicial Evaluation Program and Court Navigation Project certainly qualify as tangible examples of more openness and greater access.

“It is worthy to note that Hawaii is one of only 13 states with a judicial evaluation program. All currently eligible full-time trial judges have received evaluation results that provide valuable feedback to help them improve their performance, both in and out of the courtroom. In addition, evaluation results are provided to the Judicial Selection Commission and serves as a source of information for retention. But we did not stop there. To address concerns that the evaluation process was completely ‘in-house,’ this Fall we enlisted the assistance of former judges, retired practitioners, and community leaders to meet with individual judges to review the judge’s evaluation results and provide suggestions for improvement. To our knowledge, we are the only judiciary in the country without retention-elections to have people from outside the Judiciary involved in the evaluation process in this manner. Also, starting this month, we implemented a pilot project to evaluate appellate judges and justices, becoming only the third state in the country with an appointment system to do so.

“Our Court Navigation Project also exemplifies our efforts to let the sun shine in on the courts. This past year, we began one of the most comprehensive court-based assistance programs in the nation. The capital improvement funds you appropriated two years ago, combined with a quarter of a million dollars in federal grants, was used to launch the Ho’okele Court Navigation Project on August 8, 2000. The growing number of litigants who represent themselves can now receive one-on-one assistance from customer service centers located in the entryways of the Honolulu District and Circuit courthouses.

“The demand for Ho’okele services has far exceeded our expectations. Since opening five months ago, the project’s three stations have helped over 20,000 court users on O’ahu, directing them to appropriate courts, offices or agencies as well as helping them to complete court forms and/or explain court procedures. Almost 100 of these court users have taken the time to fill out customer satisfaction survey forms; some even

took the time to write directly to me. These surveys and letters represent a cross-section of our community – such as, persons adopting children, individuals seeking a divorce, and small business owners trying to collect on a debt. They represent court users from all corners of the island – from Hawaii Kai to Makaha, from Kailua to Ewa Beach.

“I am proud to tell you that every single one of these letters and surveys has been overwhelmingly positive, and we have been pleasantly surprised, not just by the volume, but also by the intensity of the public’s reaction. We read again and again, ‘Outstanding customer service’; ‘I would not have been able to do it otherwise’; and ‘It made all the difference in the world.’ In one letter, a court user with a complex problem stated that the concerned and caring Ho’okele staff provided the best customer service experience she had ever had! Comments like these reinforce and re-energize our commitment to make the courts more accessible, to demystify the legal process, and to remove the perception that there is a veil of secrecy covering the courts.

“The second misperception pertains to the way the judiciary resolves disputes. I’ve heard the argument presented something like this: The horse and buggy have been replaced by cars and planes; the phonograph has been replaced by compact disc players; the surgical knife has been replaced by the laser; yet, courts still resolve disputes the same way it did a century ago. I respectfully disagree and refer to the criminal justice context to illustrate why.

“People involved in the criminal justice system, both nationally and locally, have been advocating a more balanced approach to crime control that would redefine the system in very fundamental ways. Although the prosecution and punishment of offenders have an important place in crime control, there are limits to this traditional approach. I believe that an effective balance must be attained between traditional law enforcement and a problem-solving, restorative approach that rebuilds individual lives and communities. Rather than focusing solely on how much punishment is inflicted, restorative justice focuses on repairing and preventing the resulting harm by involving those affected, including victims, communities, and offenders. Judges and court officials must make a concerted effort to develop additional methods to integrate restorative justice into the Judiciary.

“To that end, I recently issued a Resolution reaffirming the Judiciary’s commitment to restorative justice and the delivery of services in a balanced manner in accordance with governing law. The Resolution also reiterates the concept of *Pono Kaulike*, which is our own way of saying equal rights and justice for all. Restorative justice-type programs exist in the Hawaii Judiciary, largely due to the Legislature’s support and commitment. A well-known example is the Hawaii Drug Court program. The drug court model is both cost-effective and life-affirming. On O’ahu alone, the drug court program saves taxpayers between \$600,000 and \$800,000 per year, which savings reflects, in part, the difference between what it costs to treat and rehabilitate offenders in the drug court program and what it would cost to incarcerate them. The program provides additional social and economic savings in the form of lower rates of recidivism (or re-incarceration). The life-affirming qualities of the program are evident in the number of drug court graduates who have successfully confronted their addiction-related issues, found jobs, returned to school, reunited their families, regained custody of their children, and re-entered their communities as productive, law-abiding citizens.

“Real-life stories of successful drug court graduates abound. One such story may be found in the life of Ms. Reyna Abordo. At the age of 24 and after years of addiction to ‘ice,’ Reyna was

arrested for fraudulent use of a credit card, promoting a dangerous drug, theft in the first degree, and forgery. As a result of her convictions, Reyna’s three children, then ages 4, 5, and 6, were removed from her care and taken into protective custody. Although initially resistant and apprehensive, Reyna entered the drug court program in 1996. During the two years in drug court, Reyna reported for drug treatment and counseling, resulting in significant changes in her behavioral attitudes.

“Today, Reyna has been drug-free for over four-and-a-half years, has been reunited with her three children, and is employed as a manager for Times Supermarket. She enjoys canoe paddling and doing volunteer work at her church, working with women addicted to drugs. She is currently focused on her college education, which she began during her participation in drug court. After completing her undergraduate work, she plans to pursue a Master’s degree in social work.

“As a result of her hard work and commitment, and with the assistance of the drug court program, Reyna has overcome her addiction. She is a loving mother and provider for her children as well as a productive and respected member of her community. I would like to recognize Ms. Reyna Abordo, who is here today on behalf of the 165 drug court graduates who have successfully completed the program and who remain drug free. Reyna, we are extremely proud of you – will you please rise. (Ms. Abordo rose to be recognized.)

“The Judiciary continues to commit significant resources to expanding and enhancing the drug court model throughout the state. The Maui Drug Court program was launched this past summer. A juvenile drug court on Oahu will begin in March, and Drug Court programs for the Big Island and Kauai are in the planning stages.

“Clearly, drug courts represent one significant example of how the Judiciary, with support from the Legislature, can offer restorative justice programs that address Hawaii’s changing needs and accommodate a wider range of rehabilitative services.

“The judiciary’s efforts in the area of jury reform represent another example of our commitment to being in the forefront of providing more effective ways to resolve disputes. In my address to you last year, I promised that I would update you on the results of our jury innovations pilot project. As many of you will recall, the project involved several innovations including allowing jurors to take notes and to suggest questions to be asked of witnesses, and informing jurors about the law applicable to the case before, rather than after, the attorneys’ closing arguments. The goal of the pilot project was to gather experience and empirical data about the effect of these and other trial innovations on members of the jury, the attorneys, and the participating judges.

“I am pleased to report that the results are striking. Jurors reported being more engaged in the trial, more attentive to courtroom activities, and better able to recall points made by the attorneys. According to judges and attorneys, trials did not take significantly longer when jurors asked questions or took notes, and their workload did not increase. When asked if any of the innovations impacted negatively on the trial or the rights of a party, the overwhelming response was ‘No.’ Although other jurisdictions have studied or tested one or more of the jury innovations addressed by the Hawaii pilot project, no other court has conducted as lengthy a pilot, or one involving as many innovations.

“As a result of our evaluation of the project, the Hawaii Supreme Court, this past year, adopted amendments to several

court rules relating to jury trial procedures that now allow all trial judges to utilize various jury innovations. Our commitment to improving juror satisfaction, comprehension, and recollection has drawn the positive notice of courts around the nation.

"It has been said, and I agree, that the Judiciary has a monopoly on how justice is dispensed and that this monopoly places us in a fiduciary relationship with the public. Nothing short of being on the front line of needed reform will satisfy that obligation. Our drug court programs, Ho'okele Court Navigation Project, and jury reforms are tangible manifestations of our deep commitment to continually re-examine the way we do business.

"Although the state of the Judiciary remains strong, I am concerned about the public's seeming disenchantment with government – and that includes the Judiciary. Disenchantment with the Judiciary can be seen in our experience with jury service questionnaires, which help us determine if a citizen is qualified for jury service. Over the past several years, fewer and fewer citizens are returning juror qualification forms. This is of great concern to me, as it should be to anyone committed to a system of government 'of, by, and for the people.' Unfortunately, our experience with jury qualification questionnaires appears to reflect a larger sense of public disenchantment. Somehow, we must do a better job of engaging the public in the business of the courts because, if the public is to have trust and confidence in the courts, it must be engaged in the judicial process. Indeed, jury service provides every citizen an opportunity to become actively engaged. The rewards of such service can be profound. It is not uncommon for jurors to share with our judges that their experience as a juror was moving, educational, enlightening, and, even on occasion, life changing. Allow me to share an excerpt from a letter written by a juror to one of our judges. She states, 'I wanted to write you a personal note to thank you for making my recent experience as a juror a very positive one. . . . Although I really didn't want to be chosen, after it was all over, I'm glad I had the opportunity to serve. . . . I'm telling all my friends and family how enlightened and educated I was by the entire process.' Based on my own personal experience as a trial judge and through feedback from other judges, I can tell you that many jurors – even the most reluctant ones – have expressed similar sentiments.

"Now, I don't mean to leave you with the impression that all citizens resist jury service. In fact, some are quite eager to serve. I'm told by one of our trial judges that during the selection of a jury in one of her cases, an attorney asked a perspective male juror, 'Sir, if you were picked for this jury, do you think you could follow the courts instructions?' 'Yes, I'm pretty sure I can,' replied the man, 'After all, I've been married for 40 years.' (Laughter.)

"Ladies and gentlemen, and, in particular, members of the legislative and executive branches: I pledge to you that the Judiciary will continue to reach out by providing useful information to the public, sponsoring forums for meaningful learning opportunities about the courts, and leading discussions about court procedures and the laws under which we operate.

"It is important for the public to recognize and appreciate that reaching out is a two-way street, and we hope it will extend its hand in return. I encourage the public to examine our judicial system and let us know which programs and policies are working and which we might need to reform. I look forward to hearing from them and from you.

"On behalf of the 1,700 employees of the Hawaii State Judiciary, I thank you for your support, your encouragement,

and your passion for excellence. Working together, we can ensure that we continue to promote the effective, efficient, and fair administration of justice.

"Thank you for your attention."

Vice Speaker Luke then rose and stated:

"Thank you Chief Justice Ronald Moon. We are fortunate that the responsibility to uphold the laws we create in these chambers is in the capable hands of yourself and your fellow Justices. It is gratifying to hear your vision and the plan of action that the Judiciary will follow.

"Your words remind us, in these opening days of the Legislative Session, that we must remain aware of the relationship that exists between the branches of our government. Although we have different responsibilities, the challenges that face the judiciary are not separate from the challenges that face the legislature or those that face the executive branch. Our ultimate goal is the same – to faithfully represent the interests of the people of Hawaii.

"On behalf of Senate President Robert Bunda and the members of the Senate, and on behalf of House Speaker Calvin Say and the members of the House of Representatives, the Legislature appreciates your recommendations for positive change and stands ready to take action on these issues.

"I hereby declare this Joint Session of the Legislature to be adjourned."

At 10:40 o'clock a.m., Vice Speaker Luke declared the Joint Session adjourned.

INTRODUCTION OF SENATE BILLS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 8:00 o'clock p.m. In consequence thereof, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 890 "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN."

Introduced by: Senator Taniguchi.

No. 891 "A BILL FOR AN ACT RELATING TO SICK LEAVE."

Introduced by: Senator Nakata.

No. 892 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE INSURANCE."

Introduced by: Senator Nakata.

No. 893 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senator Nakata.

No. 894 "A BILL FOR AN ACT RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE."

Introduced by: Senator Nakata.

No. 895 "A BILL FOR AN ACT RELATING TO GASOLINE."

Introduced by: Senator Nakata.

No. 896 "A BILL FOR AN ACT RELATING TO COUNTY CONSTRUCTION PROJECTS."

Introduced by: Senators Kim, Tam, Slom, Matsuura, English, Kawamoto, Bunda, Buen, Inouye, Nakata, Sakamoto, Menor, Taniguchi, Ige.

No. 897 "A BILL FOR AN ACT RELATING TO IOLANI PALACE."

Introduced by: Senators Ihara, Chun Oakland, Fukunaga, Chumbley, Matsunaga, Hemmings, Kokubun.

No. 898 "A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT RELATING TO MULTIMEMBER DISTRICTS."

Introduced by: Senators Ihara, Ige, Chun Oakland, Fukunaga, Chumbley, Matsunaga, Nakata.

No. 899 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."

Introduced by: Senators Ihara, Chun Oakland, Fukunaga, Chumbley, Matsunaga, Kokubun.

No. 900 "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE APPLICATIONS."

Introduced by: Senators Ihara, Fukunaga, Chumbley, Matsunaga.

No. 901 "A BILL FOR AN ACT RELATING TO CONFLICTS OF INTERESTS."

Introduced by: Senator Bunda, by request.

No. 902 "A BILL FOR AN ACT RELATING TO THE USE OF WASHINGTON PLACE FOR CAMPAIGN ACTIVITIES."

Introduced by: Senator Bunda, by request.

No. 903 "A BILL FOR AN ACT RELATING TO THE SALARY OF THE EXECUTIVE DIRECTOR OF THE STATE ETHICS COMMISSION."

Introduced by: Senator Bunda, by request.

No. 904 "A BILL FOR AN ACT RELATING TO GOVERNMENTAL EMPLOYEE ORGANIZATION MEETINGS HELD DURING STATE WORKING HOURS."

Introduced by: Senator Bunda, by request.

No. 905 "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF THE LOBBYIST LAW."

Introduced by: Senator Bunda, by request.

No. 906 "A BILL FOR AN ACT RELATING TO THE INCOME TAX."

Introduced by: Senators Tam, Slom, Ige, Ihara.

No. 907 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Tam, Slom.

No. 908 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII."

Introduced by: Senators Tam, Slom.

No. 909 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MARKETING COORDINATOR POSITION FOR THE STADIUM AUTHORITY."

Introduced by: Senators Tam, Ige, Ihara.

No. 910 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NUUANU FALLS PARK."

Introduced by: Senators Tam, Ige, Ihara.

No. 911 "A BILL FOR AN ACT RELATING TO QUEST."

Introduced by: Senators Hanabusa, Chumbley, Ihara, Hemmings.

No. 912 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Ihara, Fukunaga.

No. 913 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Kokubun, by request.

No. 914 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Bunda.

No. 915 "A BILL FOR AN ACT RELATING TO UNACCREDITED DEGREE GRANTING INSTITUTIONS."

Introduced by: Senator Bunda.

No. 916 "A BILL FOR AN ACT RELATING TO PROTECTED HEALTH INFORMATION."

Introduced by: Senator Bunda, by request.

No. 917 "A BILL FOR AN ACT RELATING TO A PILOT PARIMUTUEL WAGERING AND HORSE RACING PROGRAM."

Introduced by: Senator Bunda, by request.

No. 918 "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY IMMUNITY."

Introduced by: Senator Chumbley.

No. 919 "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS."

Introduced by: Senator Chumbley.

No. 920 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE."

Introduced by: Senators Chumbley, Matsunaga, Chun Oakland, Ige, Ihara.

No. 921 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE."

Introduced by: Senators Chumbley, Ige, Chun Oakland, Matsunaga, Ihara.

No. 922 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."

Introduced by: Senators Chumbley, Buen, English.

No. 923 "A BILL FOR AN ACT RELATING TO PERIODIC MOTOR VEHICLE INSPECTION."

Introduced by: Senator Slom.

No. 924 "A BILL FOR AN ACT RELATING TO PENSIONERS' BONUS."

Introduced by: Senator Kawamoto, by request.

No. 925 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Kawamoto.

No. 926 "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES."

Introduced by: Senators Kawamoto, Kim, Tam.

No. 927 "A BILL FOR AN ACT RELATING TO ADULT DAY HEALTH CARE CENTERS."

Introduced by: Senators Kawamoto, Matsuura, Chun Oakland, Taniguchi.

No. 928 "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS."

Introduced by: Senators Kawamoto, Kanno.

No. 929 "A BILL FOR AN ACT RELATING TO SEX OFFENDERS."

Introduced by: Senator Kanno.

No. 930 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."

Introduced by: Senator Kanno.

No. 931 "A BILL FOR AN ACT RELATING TO LIBRARIES."

Introduced by: Senator Kanno.

No. 932 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Senator Kanno.

No. 933 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senator Kanno.

No. 934 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE FUTURE FLIGHT SPACE CAMP PROGRAM."

Introduced by: Senators Inouye, Matsuura, Kokubun, Ige, Kawamoto, Chun Oakland.

No. 935 "A BILL FOR AN ACT RELATING TO MARINE ENFORCEMENT."

Introduced by: Senators Inouye, Buen, Hemmings, Kokubun, Chun, Kanno, English, Taniguchi, Chumbley, Chun Oakland.

No. 936 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL PROMOTIONS."

Introduced by: Senators Inouye, Buen, Hemmings, Kokubun, Chun, Kanno, Tam, Chumbley, Chun Oakland.

No. 937 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Menor, by request.

No. 938 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Menor, by request.

No. 939 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Menor, by request.

No. 940 "A BILL FOR AN ACT RELATING TO INSURANCE UNFAIR PRACTICES."

Introduced by: Senator Menor, by request.

No. 941 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Menor, by request.

No. 942 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MAUI ADULT DAY CARE CENTER."

Introduced by: Senators English, Chumbley, Chun, Hanabusa, Matsuura, Tam, Kawamoto, Chun Oakland, Buen, Kokubun, Inouye.

No. 943 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators English, Kokubun, Chun, Matsuura, Tam, Kawamoto, Chun Oakland, Buen, Chumbley, Inouye, Hanabusa.

No. 944 "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS."

Introduced by: Senators English, Buen, Kawamoto, Chun, Inouye, Kokubun, Taniguchi, Chumbley.

No. 945 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MAUI AIDS FOUNDATION."

Introduced by: Senators English, Chumbley, Tam, Chun, Kawamoto, Chun Oakland, Buen, Kokubun, Inouye.

No. 946 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX ON THE SALE OF FOOD."

Introduced by: Senators English, Hogue, Inouye, Hemmings, Ihara, Chun, Kanno, Chumbley, Kawamoto, Buen, Chun Oakland, Slom, Matsuura.

No. 947 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Matsunaga.

No. 948 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Matsunaga.

No. 949 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Matsunaga.

No. 950 "A BILL FOR AN ACT RELATING TO DIAMOND HEAD."

Introduced by: Senators Matsunaga, Ihara.

No. 951 "A BILL FOR AN ACT RELATING TO HATE CRIMES."

Introduced by: Senators Matsunaga, Chumbley.

No. 952 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LANAKILA MULTI-PURPOSE SENIOR CENTER."

Introduced by: Senators Chun Oakland, Tam, Sakamoto.

No. 953 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."

Introduced by: Senators Chun Oakland, Buen, Matsunaga, Ige, Inouye, Kawamoto, Kokubun, Fukunaga, Taniguchi, Ihara.

No. 954 "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS."

Introduced by: Senators Chun Oakland, Menor, Taniguchi.

No. 955 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Ige, Kawamoto, Chun Oakland.

No. 956 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FAMILIES FOR R.E.A.L. (RESOURCES FOR EARLY ACCESS TO LEARNING)."

Introduced by: Senators Sakamoto, Hogue, Matsunaga, Ige, Kawamoto, Chumbley, Tam, Chun Oakland.

No. 957 "A BILL FOR AN ACT RELATING TO STUDENT SUPPORT SERVICES."

Introduced by: Senators Sakamoto, Kawamoto, Chun Oakland, Tam, Ige, Hogue, English.

No. 958 "A BILL FOR AN ACT RELATING TO A KINDERGARTEN-GRADE SIXTEEN PILOT PROGRAM."

Introduced by: Senators Sakamoto, English, Matsunaga, Kawamoto, Hogue, Ige, Chun Oakland, Chumbley, Tam.

No. 959 "A BILL FOR AN ACT RELATING TO JURORS."

Introduced by: Senators Sakamoto, English, Hogue, Ige, Tam.

No. 960 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE PREVENTIVE DENTAL SERVICES TO ADULTS."

Introduced by: Senators Chun, Matsuura, Kokubun, Buen, Chumbley, English, Inouye.

No. 961 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE OFFICE OF INFORMATION PRACTICES."

Introduced by: Senator Chun.

No. 962 "A BILL FOR AN ACT RELATING TO CEDED LANDS."

Introduced by: Senators Chun, Kawamoto.

No. 963 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."

Introduced by: Senators Chun, Kawamoto.

No. 964 "A BILL FOR AN ACT RELATING TO THE HAWAII CAVES TASK FORCE."

Introduced by: Senator Inouye.

No. 965 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION."

Introduced by: Senators Hogue, Ihara, Chun, Matsunaga, Buen, Kawamoto, Tam.

No. 966 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senators Hogue, Kim, Ihara, Chun, Matsunaga, Buen.

No. 967 "A BILL FOR AN ACT RELATING TO THE FELIX CONSENT DECREE."

Introduced by: Senators Hogue, Tam, Buen, Kawamoto.

No. 968 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TEXTBOOKS."

Introduced by: Senators Hogue, Chun, Ihara, Matsunaga, Buen, Kawamoto, Tam.

No. 969 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Hogue, Kim, Matsunaga, Kawamoto, Ihara, Chun, Tam, Buen.

No. 970 "A BILL FOR AN ACT RELATING TO

DROUGHT MITIGATING FACILITIES.”

Introduced by: Senators Buen, Inouye, Chun, Hanabusa, Kawamoto, Matsuura, Nakata, Kokubun, Hogue.

No. 971 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF EQUIPMENT FOR THE MOLOKAI IRRIGATION SYSTEM.”

Introduced by: Senators Buen, Kokubun, Kawamoto, Nakata, Hogue, Chun, Hanabusa, Matsuura.

No. 972 “A BILL FOR AN ACT RELATING TO MEDICAL SAVINGS ACCOUNTS.”

Introduced by: Senator Buen, by request.

No. 973 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SCHOOLS PARTICIPATING IN SCHOOL/COMMUNITY-BASED MANAGEMENT SYSTEMS IN LANAI AND MOLOKAI TO COVER TRANSPORTATION COSTS.”

Introduced by: Senators Buen, Chumbley, Matsuura, Tam.

No. 974 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMUNITY CHILDREN'S COUNCIL OFFICE.”

Introduced by: Senators Buen, Matsuura, Hogue.

No. 975 “A BILL FOR AN ACT RELATING TO TELEMEDICINE.”

Introduced by: Senator Matsuura.

No. 976 “A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS.”

Introduced by: Senator Matsuura.

No. 977 “A BILL FOR AN ACT RELATING TO FELIX CONSENT DECREE.”

Introduced by: Senator Matsuura.

No. 978 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FLUORIDE STUDIES.”

Introduced by: Senator Matsuura.

No. 979 “A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING.”

Introduced by: Senator Bunda.

No. 980 “A BILL FOR AN ACT RELATING TO UTILITY LINES.”

Introduced by: Senators Fukunaga, Ihara, Taniguchi.

No. 981 “A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES.”

Introduced by: Senators Fukunaga, Ihara.

No. 982 “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE STATE IRRIGATION PROGRAM.”

Introduced by: Senator Bunda, by request.

No. 983 “A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS.”

Introduced by: Senator Bunda, by request.

No. 984 “A BILL FOR AN ACT RELATING TO IRRIGATION PROJECTS.”

Introduced by: Senator Bunda, by request.

No. 985 “A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS.”

Introduced by: Senator Bunda, by request.

No. 986 “A BILL FOR AN ACT RELATING TO AQUACULTURE.”

Introduced by: Senator Bunda, by request.

No. 987 “A BILL FOR AN ACT RELATING TO REMEDIES OF PART VII, CHAPTER 103D, HAWAII REVISED STATUTES.”

Introduced by: Senator Bunda, by request.

No. 988 “A BILL FOR AN ACT RELATING TO ANCILLARY FACILITIES FOR THE STATE ART MUSEUM IN THE NO. 1 CAPITOL DISTRICT BUILDING.”

Introduced by: Senator Bunda, by request.

No. 989 “A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR.”

Introduced by: Senator Bunda, by request.

No. 990 “A BILL FOR AN ACT RELATING TO DEPUTY ATTORNEYS GENERAL.”

Introduced by: Senator Bunda, by request.

No. 991 “A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF THE TOBACCO SETTLEMENT AGREEMENT.”

Introduced by: Senator Bunda, by request.

No. 992 “A BILL FOR AN ACT RELATING TO TOBACCO.”

Introduced by: Senator Bunda, by request.

No. 993 “A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS REPORT.”

Introduced by: Senator Bunda, by request.

No. 994 “A BILL FOR AN ACT RELATING TO TOBACCO.”

Introduced by: Senator Bunda, by request.

No. 995 “A BILL FOR AN ACT RELATING TO LITIGATION HIGHWAYS.”

Introduced by: Senator Bunda, by request.

No. 996 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE I, SECTION 10, OF THE HAWAII CONSTITUTION."

Introduced by: Senator Bunda, by request.

No. 997 "A BILL FOR AN ACT RELATING TO CRIMINAL OFFENSES."

Introduced by: Senator Bunda, by request.

No. 998 "A BILL FOR AN ACT RELATING TO HEALTH CARE INFORMATION."

Introduced by: Senator Bunda, by request.

No. 999 "A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED PRACTICE OF LAW."

Introduced by: Senator Bunda, by request.

No. 1000 "A BILL FOR AN ACT RELATING TO COMPUTER CRIME."

Introduced by: Senator Bunda, by request.

No. 1001 "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS BY MAIL."

Introduced by: Senator Bunda, by request.

No. 1002 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."

Introduced by: Senator Bunda, by request.

No. 1003 "A BILL FOR AN ACT RELATING TO INTERSTATE FAMILY SUPPORT."

Introduced by: Senator Bunda, by request.

No. 1004 "A BILL FOR AN ACT RELATING TO THE UNIFORM PARENTAGE ACT."

Introduced by: Senator Bunda, by request.

No. 1005 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Bunda, by request.

No. 1006 "A BILL FOR AN ACT RELATING TO THE UNIFORM SUPERVISION OF TRUSTEES FOR CHARITABLE PURPOSES ACT (MODIFIED)."

Introduced by: Senator Bunda, by request.

No. 1007 "A BILL FOR AN ACT RELATING TO NONCONSENSUAL COMMON LAW LIENS."

Introduced by: Senator Bunda, by request.

No. 1008 "A BILL FOR AN ACT A BILL FOR AN ACT RELATING TO THE PREVENTION OF THE FILING OF FRIVOLOUS FINANCING STATEMENTS."

Introduced by: Senator Bunda.

No. 1009 "A BILL FOR AN ACT RELATING TO ANTITRUST."

Introduced by: Senator Bunda, by request.

No. 1010 "A BILL FOR AN ACT RELATING TO FUNCTIONAL PLANS."

Introduced by: Senator Bunda, by request.

No. 1011 "A BILL FOR AN ACT RELATING TO GEOGRAPHIC INFORMATION SYSTEMS."

Introduced by: Senator Bunda, by request.

No. 1012 "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT."

Introduced by: Senator Bunda, by request.

No. 1013 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Senator Bunda, by request.

No. 1014 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."

Introduced by: Senator Bunda, by request.

No. 1015 "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 1016 "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 1017 "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS."

Introduced by: Senator Bunda, by request.

No. 1018 "A BILL FOR AN ACT RELATING TO THE FEE SIMPLE RESIDENTIAL REVOLVING FUND."

Introduced by: Senator Bunda, by request.

No. 1019 "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS."

Introduced by: Senator Bunda, by request.

No. 1020 "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 1021 "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND."

Introduced by: Senator Bunda, by request.

No. 1022 "A BILL FOR AN ACT RELATING TO THE DOWNPAYMENT LOAN PROGRAM."

Introduced by: Senator Bunda, by request.

No. 1023 "A BILL FOR AN ACT RELATING TO AN

ADMINISTRATIVE ASSISTANT POSITION FOR THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM."

Introduced by: Senator Bunda, by request.

No. 1024 "A BILL FOR AN ACT RELATING TO THE FINANCIAL SERVICES ASSISTANCE PROGRAM."

Introduced by: Senator Bunda, by request.

No. 1025 "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES."

Introduced by: Senator Bunda, by request.

No. 1026 "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 1027 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Senator Bunda, by request.

No. 1028 "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT DISTRICTS."

Introduced by: Senator Bunda, by request.

No. 1029 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senator Bunda, by request.

No. 1030 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Senator Bunda, by request.

No. 1031 "A BILL FOR AN ACT RELATING TO TOURISM MARKETING."

Introduced by: Senator Bunda, by request.

No. 1032 "A BILL FOR AN ACT RELATING TO A FILM INDUSTRY DEVELOPMENT AND MARKETING MANAGER POSITION IN THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM."

Introduced by: Senator Bunda, by request.

No. 1033 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAAHI BISHOP MUSEUM, OAHU."

Introduced by: Senator Bunda, by request.

No. 1034 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda, by request.

No. 1035 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda, by request.

No. 1036 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda, by request.

No. 1037 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Bunda, by request.

No. 1038 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Bunda, by request.

No. 1039 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Bunda, by request.

No. 1040 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Bunda, by request.

No. 1041 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Bunda, by request.

No. 1042 "A BILL FOR AN ACT RELATING TO REORGANIZATION OF STATE GOVERNMENT."

Introduced by: Senator Bunda, by request.

No. 1043 "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY."

Introduced by: Senator Bunda, by request.

No. 1044 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS."

Introduced by: Senator Bunda, by request.

No. 1045 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS."

Introduced by: Senator Bunda, by request.

No. 1046 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senator Bunda, by request.

No. 1047 "A BILL FOR AN ACT RELATING TO THE SHORT-TERM INVESTMENT OF STATE MONEYS."

Introduced by: Senator Bunda, by request.

No. 1048 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senator Bunda, by request.

No. 1049 "A BILL FOR AN ACT RELATING TO THE

REPEAL OF OUTSTANDING AUTHORIZED BUT UNISSUED SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senator Bunda, by request.

No. 1050 "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senator Bunda, by request.

No. 1051 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII OF THE HAWAII CONSTITUTION REGARDING AN EMERGENCY AND BUDGET RESERVE FUND."

Introduced by: Senator Bunda, by request.

No. 1052 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Bunda, by request.

No. 1053 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING."

Introduced by: Senator Bunda, by request.

No. 1054 "A BILL FOR AN ACT RELATING TO THE MANAGEMENT OF FINANCING AGREEMENTS."

Introduced by: Senator Bunda, by request.

No. 1055 "A BILL FOR AN ACT RELATING TO THE BOARD OF TRUSTEES OF THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Bunda, by request.

No. 1056 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Senator Bunda, by request.

No. 1057 "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS."

Introduced by: Senator Bunda, by request.

No. 1058 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senator Bunda, by request.

No. 1059 "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS."

Introduced by: Senator Bunda, by request.

No. 1060 "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES."

Introduced by: Senator Bunda, by request.

No. 1061 "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS."

Introduced by: Senator Bunda, by request.

No. 1062 "A BILL FOR AN ACT RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES."

Introduced by: Senator Bunda, by request.

No. 1063 "A BILL FOR AN ACT RELATING TO MORTGAGE BROKER LICENSING."

Introduced by: Senator Bunda, by request.

No. 1064 "A BILL FOR AN ACT RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS."

Introduced by: Senator Bunda, by request.

No. 1065 "A BILL FOR AN ACT RELATING TO ARCHITECTS."

Introduced by: Senator Bunda, by request.

No. 1066 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Bunda, by request.

No. 1067 "A BILL FOR AN ACT RELATING TO LIMITING HURRICANE PROPERTY INSURANCE RISK."

Introduced by: Senator Bunda, by request.

No. 1068 "A BILL FOR AN ACT RELATING TO PRODUCER LICENSING."

Introduced by: Senator Bunda, by request.

No. 1069 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Bunda.

No. 1070 "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES."

Introduced by: Senator Bunda, by request.

No. 1071 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Bunda, by request.

No. 1072 "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND."

Introduced by: Senator Bunda, by request.

No. 1073 "A BILL FOR AN ACT RELATING TO TRAVEL SERVICES."

Introduced by: Senator Bunda, by request.

No. 1074 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTIONS FOR DEPOSITORY INSTITUTION SALES OF INSURANCE."

Introduced by: Senator Bunda, by request.

No. 1075 "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS."

Introduced by: Senator Bunda, by request.

No. 1076 "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION."

Introduced by: Senator Bunda, by request.

No. 1077 "A BILL FOR AN ACT RELATING TO TRADEMARKS."

Introduced by: Senator Bunda, by request.

No. 1078 "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT."

Introduced by: Senator Bunda, by request.

No. 1079 "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY PARTNERSHIPS."

Introduced by: Senator Bunda, by request.

No. 1080 "A BILL FOR AN ACT RELATING TO HAWAII NATIONAL GUARD TUITION ASSISTANCE."

Introduced by: Senator Bunda, by request.

No. 1081 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Bunda, by request.

No. 1082 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Bunda, by request.

No. 1083 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Bunda, by request.

No. 1084 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION."

Introduced by: Senator Bunda, by request.

No. 1085 "A BILL FOR AN ACT RELATING TO NEW CENTURY CHARTER SCHOOLS."

Introduced by: Senator Bunda, by request.

No. 1086 "A BILL FOR AN ACT RELATING TO EDUCATIONAL ADMINISTRATORS."

Introduced by: Senator Bunda, by request.

No. 1087 "A BILL FOR AN ACT RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES."

Introduced by: Senator Bunda, by request.

No. 1088 "A BILL FOR AN ACT RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM."

Introduced by: Senator Bunda, by request.

No. 1089 "A BILL FOR AN ACT RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS."

Introduced by: Senator Bunda, by request.

No. 1090 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM."

Introduced by: Senator Bunda, by request.

No. 1091 "A BILL FOR AN ACT RELATING TO THE STATE LIBRARIAN."

Introduced by: Senator Bunda, by request.

No. 1092 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A CHIEF INFORMATION OFFICER FOR THE STATE OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 1093 "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS."

Introduced by: Senator Bunda, by request.

No. 1094 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Bunda, by request.

No. 1095 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Bunda, by request.

No. 1096 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Senator Bunda, by request.

No. 1097 "A BILL FOR AN ACT RELATING TO THE TRANSFER OF CERTAIN SPORTS COMPLEXES TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 1098 "A BILL FOR AN ACT RELATING TO EDUCATIONAL ACCOUNTABILITY."

Introduced by: Senator Bunda, by request.

No. 1099 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Bunda, by request.

No. 1100 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Bunda, by request.

No. 1101 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Bunda, by request.

No. 1102 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Bunda, by request.

No. 1103 "A BILL FOR AN ACT RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS."

Introduced by: Senator Bunda, by request.

No. 1104 "A BILL FOR AN ACT RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS."

Introduced by: Senator Bunda, by request.

No. 1105 "A BILL FOR AN ACT RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD."

Introduced by: Senator Bunda, by request.

No. 1106 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES."

Introduced by: Senator Bunda, by request.

No. 1107 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senator Bunda, by request.

No. 1108 "A BILL FOR AN ACT RELATING TO FUNERAL ASSISTANCE PAYMENTS."

Introduced by: Senator Bunda, by request.

No. 1109 "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE RECOVERY."

Introduced by: Senator Bunda, by request.

No. 1110 "A BILL FOR AN ACT RELATING TO CHILD CARE."

Introduced by: Senator Bunda, by request.

No. 1111 "A BILL FOR AN ACT RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES."

Introduced by: Senator Bunda, by request.

No. 1112 "A BILL FOR AN ACT RELATING TO OHANA CONFERENCING."

Introduced by: Senator Bunda, by request.

No. 1113 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."

Introduced by: Senator Bunda, by request.

No. 1114 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES."

Introduced by: Senator Bunda, by request.

No. 1115 "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES."

Introduced by: Senator Bunda, by request.

No. 1116 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING AGREEMENTS, FINANCIAL ABILITY OF THE EMPLOYER IN IMPASSE PROCEEDINGS AND TRANSFER OF THE OFFICE OF COLLECTIVE BARGAINING."

Introduced by: Senator Bunda, by request.

No. 1117 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senator Bunda, by request.

No. 1118 "A BILL FOR AN ACT RELATING TO THE MERIT APPEALS BOARD."

Introduced by: Senator Bunda, by request.

No. 1119 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."

Introduced by: Senator Bunda, by request.

No. 1120 "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS."

Introduced by: Senator Bunda, by request.

No. 1121 "A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE."

Introduced by: Senator Bunda, by request.

No. 1122 "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD."

Introduced by: Senator Bunda, by request.

No. 1123 "A BILL FOR AN ACT RELATING TO VITAL RECORDS."

Introduced by: Senator Bunda, by request.

No. 1124 "A BILL FOR AN ACT RELATING TO VITAL STATISTICS."

Introduced by: Senator Bunda, by request.

No. 1125 "A BILL FOR AN ACT RELATING TO ADVANCE DIRECTIVES FOR PSYCHIATRIC CARE."

Introduced by: Senator Bunda, by request.

No. 1126 "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY."

Introduced by: Senator Bunda, by request.

No. 1127 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE CHILD AND ADOLESCENT MENTAL HEALTH DIVISION."

Introduced by: Senator Bunda, by request.

No. 1128 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS."

Introduced by: Senator Bunda, by request.

No. 1129 "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER."

Introduced by: Senator Bunda, by request.

No. 1130 "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT DISPOSAL SURCHARGE."

Introduced by: Senator Bunda, by request.

No. 1131 "A BILL FOR AN ACT RELATING TO SPECIAL WASTES RECYCLING."

Introduced by: Senator Bunda, by request.

No. 1132 "A BILL FOR AN ACT RELATED TO GLASS RECYCLING."

Introduced by: Senator Bunda, by request.

No. 1133 "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Senator Bunda, by request.

No. 1134 "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS."

Introduced by: Senator Bunda, by request.

No. 1135 "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE."

Introduced by: Senator Bunda, by request.

No. 1136 "A BILL FOR AN ACT RELATING TO USED OIL."

Introduced by: Senator Bunda, by request.

No. 1137 "A BILL FOR AN ACT RELATING TO CRIMINAL PENALTIES."

Introduced by: Senator Bunda, by request.

No. 1138 "A BILL FOR AN ACT RELATING TO THE STATEWIDE NEWBORN HEARING SCREENING PROGRAM."

Introduced by: Senator Bunda, by request.

No. 1139 "A BILL FOR AN ACT RELATING TO BIRTH DEFECTS."

Introduced by: Senator Bunda, by request.

No. 1140 "A BILL FOR AN ACT RELATING TO COMMUNITY ORAL HEALTH."

Introduced by: Senator Bunda, by request.

No. 1141 "A BILL FOR AN ACT RELATING TO INDIVIDUAL WASTEWATER SYSTEMS."

Introduced by: Senator Bunda, by request.

No. 1142 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EARLY

INTERVENTION SERVICES."

Introduced by: Senator Bunda, by request.

No. 1143 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE ADULT MENTAL HEALTH DIVISION."

Introduced by: Senator Bunda, by request.

No. 1144 "A BILL FOR AN ACT RELATING TO MINIMUM WAGE."

Introduced by: Senator Bunda, by request.

No. 1145 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senator Bunda, by request.

No. 1146 "A BILL FOR AN ACT RELATING TO THE HOISTING MACHINE OPERATORS ADVISORY BOARD."

Introduced by: Senator Bunda, by request.

No. 1147 "A BILL FOR AN ACT RELATING TO BOILER AND ELEVATOR SAFETY LAW."

Introduced by: Senator Bunda, by request.

No. 1148 "A BILL FOR AN ACT RELATING TO BOILER AND ELEVATOR INSPECTORS."

Introduced by: Senator Bunda, by request.

No. 1149 "A BILL FOR AN ACT RELATING TO CHILD LABOR."

Introduced by: Senator Bunda, by request.

No. 1150 "A BILL FOR AN ACT RELATING TO EXPLOSIVES."

Introduced by: Senator Bunda, by request.

No. 1151 "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION."

Introduced by: Senator Bunda, by request.

No. 1152 "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL."

Introduced by: Senator Bunda, by request.

No. 1153 "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS."

Introduced by: Senator Bunda, by request.

No. 1154 "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS."

Introduced by: Senator Bunda, by request.

No. 1155 "A BILL FOR AN ACT RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD."

Introduced by: Senator Bunda, by request.

No. 1156 "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF ADMINISTRATIVE BOARD MEMBERS."

Introduced by: Senator Bunda, by request.

No. 1157 "A BILL FOR AN ACT RELATING TO CONTESTS OF OCCUPATIONAL SAFETY AND HEALTH MATTERS."

Introduced by: Senator Bunda, by request.

No. 1158 "A BILL FOR AN ACT RELATING TO STATE PARKS PENALTIES."

Introduced by: Senator Bunda, by request.

No. 1159 "A BILL FOR AN ACT RELATING TO LEASING OF SMALL BOAT HARBORS."

Introduced by: Senator Bunda, by request.

No. 1160 "A BILL FOR AN ACT RELATING TO DISPOSITION OF VESSELS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES."

Introduced by: Senator Bunda, by request.

No. 1161 "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF ABANDONED OR SEIZED PROPERTY ON PUBLIC LANDS."

Introduced by: Senator Bunda, by request.

No. 1162 "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS."

Introduced by: Senator Bunda, by request.

No. 1163 "A BILL FOR AN ACT RELATING TO THE EFFECTIVE DATE OF EXISTING USES UNDER THE WATER CODE."

Introduced by: Senator Bunda, by request.

No. 1164 "A BILL FOR AN ACT RELATING TO THE FOREST STEWARDSHIP PROGRAM."

Introduced by: Senator Bunda, by request.

No. 1165 "A BILL FOR AN ACT RELATING TO PENALTIES FOR NATURAL RESOURCES."

Introduced by: Senator Bunda, by request.

No. 1166 "A BILL FOR AN ACT RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM."

Introduced by: Senator Bunda, by request.

No. 1167 "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997."

Introduced by: Senator Bunda, by request.

No. 1168 "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES."

Introduced by: Senator Bunda, by request.

No. 1169 "A BILL FOR AN ACT RELATING TO STATE PARKS."

Introduced by: Senator Bunda, by request.

No. 1170 "A BILL FOR AN ACT RELATING TO DISPLACED LESSEES."

Introduced by: Senator Bunda, by request.

No. 1171 "A BILL FOR AN ACT RELATING TO REPORTS."

Introduced by: Senator Bunda, by request.

No. 1172 "A BILL FOR AN ACT RELATING TO THE HAWAII TELECOMMUNICATIONS AND INFORMATION INDUSTRIES ACT."

Introduced by: Senator Bunda, by request.

No. 1173 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Senator Bunda, by request.

No. 1174 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TESTING."

Introduced by: Senator Bunda, by request.

No. 1175 "A BILL FOR AN ACT RELATING TO THE SALE OF POISONS."

Introduced by: Senator Bunda, by request.

No. 1176 "A BILL FOR AN ACT RELATING TO PROTECTED HEALTH INFORMATION."

Introduced by: Senator Bunda, by request.

No. 1177 "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE."

Introduced by: Senator Bunda, by request.

No. 1178 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Bunda, by request.

No. 1179 "A BILL FOR AN ACT RELATING TO DANGEROUS DRUGS."

Introduced by: Senator Bunda, by request.

No. 1180 "A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION SPECIAL FUND."

Introduced by: Senator Bunda, by request.

No. 1181 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senator Bunda, by request.

No. 1182 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Bunda, by request.

No. 1183 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senator Bunda, by request.

No. 1184 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COMPENSATION OF CRIME VICTIMS."

Introduced by: Senator Bunda, by request.

No. 1185 "A BILL FOR AN ACT RELATING TO PAROLE."

Introduced by: Senator Bunda, by request.

No. 1186 "A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION."

Introduced by: Senator Bunda, by request.

No. 1187 "A BILL FOR AN ACT RELATING TO SECURITY AT VARIOUS STATE HOSPITALS."

Introduced by: Senator Bunda, by request.

No. 1188 "A BILL FOR AN ACT RELATING TO SENTENCING FOR DRUGS AND INTOXICATING COMPOUNDS OFFENSES."

Introduced by: Senator Bunda, by request.

No. 1189 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Introduced by: Senator Bunda, by request.

No. 1190 "A BILL FOR AN ACT RELATING TO THE INTEGRATED TAX INFORMATION MANAGEMENT SYSTEMS ACQUISITION BY THE DEPARTMENT OF TAXATION."

Introduced by: Senator Bunda, by request.

No. 1191 "A BILL FOR AN ACT RELATING TO STANDARD DEDUCTION FOR INDIVIDUAL INCOME TAX."

Introduced by: Senator Bunda, by request.

No. 1192 "A BILL FOR AN ACT RELATING TO PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER."

Introduced by: Senator Bunda, by request.

No. 1193 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS."

Introduced by: Senator Bunda, by request.

No. 1194 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."

Introduced by: Senator Bunda, by request.

No. 1195 "A BILL FOR AN ACT RELATING TO

TAXPAYER COMMUNICATION CONFIDENTIALITY PRIVILEGES."

Introduced by: Senator Bunda, by request.

No. 1196 "A BILL FOR AN ACT RELATING TO THE INCOME TAX."

Introduced by: Senator Bunda, by request.

No. 1197 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."

Introduced by: Senator Bunda, by request.

No. 1198 "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX."

Introduced by: Senator Bunda, by request.

No. 1199 "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY."

Introduced by: Senator Bunda, by request.

No. 1200 "A BILL FOR AN ACT RELATING TO STATEWIDE TRANSPORTATION PLANNING."

Introduced by: Senator Bunda, by request.

No. 1201 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Senator Bunda, by request.

No. 1202 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senator Bunda, by request.

No. 1203 "A BILL FOR AN ACT RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS."

Introduced by: Senator Bunda, by request.

No. 1204 "A BILL FOR AN ACT RELATING TO AIRPORT OPERATIONS."

Introduced by: Senator Bunda, by request.

No. 1205 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 1206 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 1207 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 1208 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 1209 "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE UNIVERSITY OF HAWAII AND PROVIDING APPROPRIATIONS THEREFOR."

Respectfully submitted,

Introduced by: Senator Bunda, by request.

No. 1210 "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII."

Clerk of the Senate

Introduced by: Senator Bunda, by request.

Approved:

No. 1211 "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES."

President of the Senate

Introduced by: Senator Bunda.

No. 1212 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Bunda.

No. 1213 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS."

Introduced by: Senator Bunda.

No. 1214 "A BILL FOR AN ACT RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS."

Introduced by: Senator Bunda.

No. 1215 "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION."

Introduced by: Senator Bunda.

No. 1216 "A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS."

Introduced by: Senator Bunda.

No. 1217 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."

Introduced by: Senator Taniguchi.

No. 1218 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR KAMOKU-PUKELE UNDERGROUND TRANSMISSION LINE."

Introduced by: Senator Taniguchi.

No. 1219 "A BILL FOR AN ACT RELATING TO UTILITY LINES."

Introduced by: Senator Taniguchi.

No. 1220 "A BILL FOR AN ACT RELATING TO STUDENT LOAN FUNDS."

Introduced by: Senator Taniguchi.

ADJOURNMENT

At 8:00 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Thursday, January 25, 2001.

SIXTH DAY

Thursday, January 25, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Sam Domingo, First United Methodist Church, after which the Roll was called showing all Senators present with the exception of Senators Chun Oakland, Menor, Sakamoto and Tam who were excused.

The President announced that he had read and approved the Journal of the Fifth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 113 to 118) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 113, dated January 19, 2001, transmitting a report, "Action Taken on Consultant for Overcollection of Federal Reimbursements in FY 96-97 and FY 97-98," pursuant to Act 89, Section 5, SLH 2000, was placed on file.

Gov. Msg. No. 114, submitting for consideration and confirmation as the Director of Human Resources Development, the nomination of DAVIS YOGI, term to expire December 2, 2002, was referred to the Committee on Labor.

Gov. Msg. No. 115, submitting for consideration and confirmation as the Director of Labor and Industrial Relations, the nomination of LEONARD AGOR, term to expire December 2, 2002, was referred to the Committee on Labor.

Gov. Msg. No. 116, submitting for consideration and confirmation as Chairperson, Board of Land and Natural Resources, the nomination of GILBERT S. COLOMA-AGARAN, term to expire December 31, 2002, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 117, submitting for consideration and confirmation as the Director of Taxation, the nomination of MARIE Y. OKAMURA, term to expire December 2, 2002, was referred to the Committee on Ways and Means.

Gov. Msg. No. 118, submitting for consideration and confirmation as the Director of Transportation, the nomination of BRIAN K. MINAAI, term to expire December 2, 2002, was referred to the Committee on Transportation, Military Affairs, and Government Operations.

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:46 o'clock a.m.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 5 to 10) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 5 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO ASCERTAIN WHAT LAWS, RULES, OR OTHER MEASURES MAY BE PUT IN PLACE

TO ADDRESS POSSIBLE CONFLICTS OF INTERESTS OF THE MEMBERS OF THE LEGISLATURE."

Offered by: Senator Bunda, by request.

No. 6 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN THAT ENCOURAGES PARENTS TO BECOME MORE ACTIVELY INVOLVED IN THEIR CHILDREN'S EDUCATION."

Offered by: Senators Chun Oakland, Kanno, Fukunaga Matsuura, Ige, Buen, Kawamoto, Matsunaga.

No. 7 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPROVE ORAL HEALTH FOR CHILDREN IN THE STATE."

Offered by: Senators Chun Oakland, Kanno, Matsuura, Ihara, Ige, Buen, Kawamoto, Matsunaga.

No. 8 "SENATE CONCURRENT RESOLUTION REQUESTING CONTINUED DISCUSSION FOR A COMPREHENSIVE REVIEW OF CURRENT CHILD PROTECTION LAWS."

Offered by: Senators Chun Oakland, Kanno, Matsuura, Ihara.

No. 9 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CREATE AN ELEMENTARY SCHOOL-LEVEL PHYSICAL EDUCATION PROGRAM."

Offered by: Senators Chun Oakland, Chumbley, Kanno, Fukunaga, Matsuura, Ihara.

No. 10 "SENATE CONCURRENT RESOLUTION URGING THE IDENTIFICATION OF INAPPROPRIATE AND PORNOGRAPHIC MATERIAL ON THE INTERNET."

Offered by: Senators Chun Oakland, Matsuura, Buen.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 2 to 7) were read by the Clerk and were adopted or deferred:

Senate Resolution

No. 2 "SENATE RESOLUTION ADOPTING THE RULES OF THE SENATE OF THE TWENTY-FIRST LEGISLATURE."

Offered by: Senators Bunda, Hanabusa, English, Chun, Slom.

Senator English then moved that S.R. No. 2 be adopted, seconded by Senator Hemmings.

Senator Chumbley rose in support of the measure with reservations as follows:

"Mr. President, I rise in to speak in support of this resolution, however, with pensive reservations.

"Mr. President and members, I applaud you for the work that you have done on the Rules. However, I would say that we had such an opportunity to make significant changes in this institution to move forward and the Rules that you are proposing here today will take us just one small step. Mr. President, it was my hope that we would be able to make some more substantial changes to these Rules and it's for those reasons that I do have those reservations.

"I think that the selection of some of the service agencies by members of this body as opposed to the office of the presiding officer is a step forward, however, it doesn't go far enough. In addition, I believe that the issue surrounding the expenditure of the public funds for this institution is not transparent enough yet. I hope that as we move forward, the public will have an opportunity to look at how this institution spends its approximately five million dollars.

"My final comments, Mr. President, are on issues that were agreed upon in the Majority Caucus with regards to creating transparency, particularly around the development of an administrative and financial manual and, in addition, the Caucus Rules. Those are two steps that we must take, and those are two steps that I hope that we can take relatively fast in consultation with the Minority members.

"Finally, one thing that is absent from these proposed Rules and these discussions is the adoption of a comprehensive ethics policy. I believe it is incumbent upon all of us to agree to a policy that we can abide ourselves to, to raise the level of respectability among the community in this institution.

"It is for those reasons I'll be voting 'with reservations' and I hope that my colleagues would agree that we all work together in adopting those additional components so that the governance of this institution can in fact become more transparent.

"Thank you."

Senator Chun rose to support the measure and stated:

"Mr. President, I rise in support of the motion.

"Mr. President, I believe this is a very good step forward and, under your leadership, we have been able to open the process more. I don't believe anybody would quarrel that this is the first time that these Senate Rules have been adopted and discussed in length by all members of the Majority Caucus, and I believe the Minority had a chance to look at that also. So this is a good step and I think, Mr. President, you should be applauded for your efforts in really opening up the process. Yes, there are things in there that other people want which we couldn't get, but hey, this is the first time open and honest dialogue and discussion has taken place. This is the first time that people were included in the process of adopting these Rules and having good comments about it.

"Mr. President, I think this is a step in the right direction and you should be applauded for the efforts along with everybody else who participated in these discussions.

"Thank you, Mr. President."

Senator Slom rose to support the measure and said:

"Mr. President, I rise also in support of the Rules, however, I would just like to make a couple of comments.

"These are Majority Rules that were adopted and while the Minority did get information – and I know there was an attempt to make it open – let me remind everybody that we always got

the information after everyone else and it did reduce the time for our input and full discussion.

"Generally speaking, I do like the direction of the Rules. However, I would point out that in Rule 11, Section 2, where the Majority party may establish the Majority Staff Office with a director and a chief attorney, the statement in Rule 11 is that the members of the Minority party may establish a Minority Staff Office consisting of an attorney. I think that we should also have equality in terms of staffing. Also, in the area of proportional representation on committees, I think we need to take a look at that, particularly in committees such as the Ways and Means Committee which, if I count the numbers correctly, we are entitled to another member of the Minority within that body.

"Further, I think that we have gone a long way to try to smooth out the process, but I see that there are some potential bumps along the road in the referral process. Speaking for the Minority, we, too, would like to have a very open process in terms of the internal budget so that the public – who pays all of our bills – has a clear understanding and knows exactly where all the money goes.

"Thank you again for the job well done, Mr. President."

Senator Matsunaga rose in support with reservations and said:

"Mr. President, I rise in support of the Rules with reservations.

"Mr. President, in addition to the comments made by two of the previous three speakers, I would like also to specifically highlight Rule 83, which says that, 'If any matter covered in Rule 35 or 36 shall be disclosed by any Senator, the Senator shall be liable to censure, or, by a two-thirds vote, to suspension or expulsion from the Senate.' I believe that is probably a mistake, Mr. President, because Rule 36 deals with nominations and appointments, and I don't think that is something that a Senator should be liable to censure, suspension, or expulsion for.

"Also, Mr. President, Rule 84 discusses 'Questions to State Officers.' Mr. President, these are Senate Rules; I don't think we can ask that the cabinet officers be bound by these Rules. I think it should properly read 'Questions to Senate Officers.'

"Except for those reservations and the comments made by the previous speakers, I will support these Rules.

"Thank you, Mr. President."

The motion was then put by the Chair and carried, and S.R. No. 2, entitled: "SENATE RESOLUTION ADOPTING THE RULES OF THE SENATE OF THE TWENTY-FIRST LEGISLATURE," was adopted.

No. 3 "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN THAT ENCOURAGES PARENTS TO BECOME MORE ACTIVELY INVOLVED IN THEIR CHILDREN'S EDUCATION."

Offered by: Senators Chun Oakland, Kanno, Ihara, Matsunaga, Kawamoto.

No. 4 "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPROVE ORAL HEALTH FOR CHILDREN IN THE STATE."

Offered by: Senators Chun Oakland, Kanno,
Fukunaga, Matsuura, Ihara, Ige, Buen, Matsunaga.

No. 5 "SENATE RESOLUTION REQUESTING
CONTINUED DISCUSSION FOR A COMPREHENSIVE
REVIEW OF CURRENT CHILD PROTECTION LAWS."

Offered by: Senators Chun Oakland, Chumbley,
Kanno, Fukunaga, Matsuura, Ihara, Ige.

No. 6 "SENATE RESOLUTION REQUESTING THE
DEPARTMENT OF EDUCATION TO CREATE AN
ELEMENTARY SCHOOL-LEVEL PHYSICAL EDUCATION
PROGRAM."

Offered by: Senators Chun Oakland, Chumbley,
Kanno, Fukunaga, Matsuura, Ihara.

No. 7 "SENATE RESOLUTION URGING THE
IDENTIFICATION OF INAPPROPRIATE AND
PORNOGRAPHIC MATERIAL ON THE INTERNET."

Offered by: Senators Chun Oakland, Matsuura,
Kawamoto, Buen.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of
bills introduced on Friday, January 19, 2001; Monday, January
22, 2001; and Tuesday, January 23, 2001:

Senate Bill Referred to:

No. 439 Jointly to the Committee on Education
and the Committee on Economic Development and Technology,
then to the Committee on Ways and Means

No. 440 Jointly to the Committee on
Transportation, Military Affairs, and Government Operations
and the Committee on Judiciary, then to the Committee on
Ways and Means

No. 441 Committee on Hawaiian Affairs, then to
the Committee on Judiciary

No. 442 Committee on Health and Human
Services, then to the Committee on Commerce, Consumer
Protection and Housing

No. 443 Committee on Labor

No. 444 Committee on Labor

No. 445 Committee on Labor

No. 446 Committee on Labor

No. 447 Committee on Labor, then to the
Committee on Judiciary

No. 448 Committee on Labor

No. 449 Jointly to the Committee on Labor and
the Committee on Transportation, Military Affairs, and
Government Operations, then to the Committee on Judiciary

No. 450 Jointly to the Committee on
Transportation, Military Affairs, and Government Operations

and the Committee on Labor, then jointly to the Committee on
Judiciary and the Committee on Ways and Means

No. 451 Committee on Education, then to the
Committee on Ways and Means

No. 452 Committee on Health and Human
Services

No. 453 Committee on Judiciary

No. 454 Jointly to the Committee on Tourism and
Intergovernmental Affairs and the Committee on
Transportation, Military Affairs, and Government Operations,
then to the Committee on Judiciary

No. 455 Jointly to the Committee on Tourism and
Intergovernmental Affairs and the Committee on
Transportation, Military Affairs, and Government Operations,
then to the Committee on Judiciary

No. 456 Committee on Tourism and
Intergovernmental Affairs, then to the Committee on Ways and
Means

No. 457 Committee on Economic Development
and Technology, then to the Committee on Ways and Means

No. 458 Committee on Transportation, Military
Affairs, and Government Operations, then to the Committee on
Judiciary

No. 459 Committee on Transportation, Military
Affairs, and Government Operations, then to the Committee on
Ways and Means

No. 460 Jointly to the Committee on Agriculture
and the Committee on Water, Land, Energy, and Environment,
then to the Committee on Ways and Means

No. 461 Committee on Transportation, Military
Affairs, and Government Operations, then to the Committee on
Judiciary

No. 462 Committee on Education, then to the
Committee on Ways and Means

No. 463 Jointly to the Committee on Hawaiian
Affairs and the Committee on Health and Human Services, then
to the Committee on Ways and Means

No. 464 Committee on Health and Human
Services, then to the Committee on Ways and Means

No. 465 Jointly to the Committee on Labor and
the Committee on Commerce, Consumer Protection and
Housing, then to the Committee on Judiciary

No. 466 Committee on Health and Human
Services, then to the Committee on Commerce, Consumer
Protection and Housing

No. 467 Jointly to the Committee on Commerce,
Consumer Protection and Housing and the Committee on
Judiciary

No. 468 Jointly to the Committee on
Transportation, Military Affairs, and Government Operations
and the Committee on Health and Human Services, then to the
Committee on Judiciary

- No. 469 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 470 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary
- No. 471 Jointly to the Committee on Labor and the Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 472 Committee on Economic Development and Technology, then to the Committee on Judiciary
- No. 473 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Tourism and Intergovernmental Affairs
- No. 474 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 475 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 476 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 477 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
- No. 478 Committee on Judiciary
- No. 479 Committee on Education, then to the Committee on Ways and Means
- No. 480 Committee on Education, then to the Committee on Ways and Means
- No. 481 Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
- No. 482 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
- No. 483 Committee on Tourism and Intergovernmental Affairs, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
- No. 484 Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
- No. 485 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 486 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 487 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 488 Committee on Health and Human Services, then to the Committee on Judiciary
- No. 489 Committee on Agriculture, then to the Committee on Ways and Means
- No. 490 Committee on Judiciary
- No. 491 Committee on Judiciary
- No. 492 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
- No. 493 Committee on Education, then to the Committee on Ways and Means
- No. 494 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 495 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Health and Human Services, then to the Committee on Judiciary
- No. 496 Jointly to the Committee on Education and the Committee on Hawaiian Affairs
- No. 497 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs
- No. 498 Committee on Hawaiian Affairs, then to the Committee on Ways and Means
- No. 499 Committee on Labor, then to the Committee on Ways and Means
- No. 500 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Hawaiian Affairs
- No. 501 Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
- No. 502 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means
- No. 503 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 504 Jointly to the Committee on Health and Human Services and the Committee on Education, then jointly to the Committee on Judiciary and the Committee on Ways and Means
- No. 505 Committee on Education, then to the Committee on Ways and Means
- No. 506 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means
- No. 507 Committee on Education, then to the Committee on Ways and Means

No. 508	Committee on Education, then to the Committee on Ways and Means	No. 528	Committee on Education, then to the Committee on Ways and Means
No. 509	Committee on Education, then jointly to the Committee on Judiciary and the Committee on Ways and Means	No. 529	Committee on Education, then to the Committee on Ways and Means
No. 510	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means	No. 530	Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means
No. 511	Committee on Education, then to the Committee on Ways and Means	No. 531	Committee on Education, then to the Committee on Ways and Means
No. 512	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means	No. 532	Jointly to the Committee on Education and the Committee on Labor
No. 513	Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means	No. 533	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education
No. 514	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary	No. 534	Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means
No. 515	Committee on Health and Human Services, then to the Committee on Judiciary	No. 535	Committee on Education, then to the Committee on Judiciary
No. 516	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 536	Committee on Education, then to the Committee on Ways and Means
No. 517	Committee on Education, then to the Committee on Ways and Means	No. 537	Committee on Education, then to the Committee on Ways and Means
No. 518	Committee on Commerce, Consumer Protection and Housing	No. 538	Committee on Education, then to the Committee on Ways and Means
No. 519	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 539	Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means
No. 520	Committee on Education, then to the Committee on Ways and Means	No. 540	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 521	Jointly to the Committee on Education and the Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 541	Committee on Judiciary
No. 522	Committee on Education, then to the Committee on Ways and Means	No. 542	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 523	Jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 543	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 524	Committee on Education, then to the Committee on Labor	No. 544	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 525	Committee on Education, then to the Committee on Ways and Means	No. 545	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 526	Jointly to the Committee on Education and the Committee on Labor	No. 546	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 527	Committee on Education, then to the Committee on Ways and Means	No. 547	Committee on Agriculture, then to the Committee on Ways and Means
		No. 548	Committee on Ways and Means
		No. 549	Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 550	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 570	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 551	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary	No. 571	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 552	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 572	Jointly to the Committee on Judiciary and the Committee on Ways and Means
No. 553	Committee on Commerce, Consumer Protection and Housing	No. 573	Committee on Labor
No. 554	Committee on Water, Land, Energy, and Environment	No. 574	Committee on Labor
No. 555	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 575	Committee on Labor
No. 556	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 576	Committee on Labor
No. 557	Committee on Labor	No. 577	Committee on Labor
No. 558	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 578	Committee on Education, then to the Committee on Ways and Means
No. 559	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 579	Committee on Ways and Means
No. 560	Committee on Education, then to the Committee on Ways and Means	No. 580	Committee on Health and Human Services, then to the Committee on Judiciary
No. 561	Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means	No. 581	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 562	Committee on Education, then to the Committee on Ways and Means	No. 582	Committee on Education, then to the Committee on Ways and Means
No. 563	Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 583	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 564	Committee on Education, then to the Committee on Ways and Means	No. 584	Jointly to the Committee on Education and the Committee on Labor
No. 565	Committee on Education, then to the Committee on Ways and Means	No. 585	Jointly to the Committee on Education, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 566	Committee on Education, then to the Committee on Ways and Means	No. 586	Committee on Hawaiian Affairs, then to the Committee on Ways and Means
No. 567	Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 587	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 568	Committee on Labor	No. 588	Committee on Labor, then to the Committee on Ways and Means
No. 569	Committee on Ways and Means	No. 589	Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing
		No. 590	Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing
		No. 591	Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing

No. 592 Jointly to the Committee on Education, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations

No. 593 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 594 Jointly to the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 595 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means

No. 596 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 597 Committee on Health and Human Services, then to the Committee on Judiciary

No. 598 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 599 Jointly to the Committee on Health and Human Services and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 600 Committee on Education, then to the Committee on Ways and Means

No. 601 Jointly to the Committee on Hawaiian Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 602 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 603 Jointly to the Committee on Hawaiian Affairs and the Committee on Education, then to the Committee on Judiciary

No. 604 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 605 Jointly to the Committee on Agriculture and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 606 Jointly to the Committee on Water, Land, Energy, and Environment, the Committee on Agriculture and the Committee on Health and Human Services

No. 607 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology

No. 608 Committee on Health and Human Services

No. 609 Committee on Labor

No. 610 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary

No. 611 Committee on Health and Human Services, then to the Committee on Judiciary

No. 612 Committee on Education, then to the Committee on Ways and Means

No. 613 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 614 Committee on Labor, then to the Committee on Judiciary

No. 615 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary

No. 616 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 617 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 618 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 619 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 620 Committee on Ways and Means

No. 621 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 622 Committee on Agriculture, then jointly to the Committee on Judiciary and the Committee on Ways and Means

No. 623 Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment

No. 624 Committee on Agriculture, then to the Committee on Ways and Means

No. 625 Committee on Transportation, Military Affairs, and Government Operations

No. 626 Committee on Labor

No. 627 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 628 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 629	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 649	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing
No. 630	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 650	Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary, then to the Committee on Ways and Means
No. 631	Committee on Transportation, Military Affairs, and Government Operations	No. 651	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 632	Committee on Agriculture, then to the Committee on Ways and Means	No. 652	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 633	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 653	Committee on Commerce, Consumer Protection and Housing
No. 634	Committee on Water, Land, Energy, and Environment, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means	No. 654	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 635	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 655	Committee on Commerce, Consumer Protection and Housing
No. 636	Jointly to the Committee on Health and Human Services and the Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing	No. 656	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 637	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 657	Jointly to the Committee on Economic Development and Technology and the Committee on Ways and Means
No. 638	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 658	Jointly to the Committee on Economic Development and Technology and the Committee on Ways and Means
No. 639	Committee on Agriculture, then to the Committee on Ways and Means	No. 659	Committee on Ways and Means
No. 640	Committee on Agriculture, then to the Committee on Judiciary	No. 660	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 641	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 661	Committee on Ways and Means
No. 642	Committee on Health and Human Services, then to the Committee on Judiciary	No. 662	Committee on Ways and Means
No. 643	Jointly to the Committee on Agriculture and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 663	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 644	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 664	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 645	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then jointly to the Committee on Judiciary and the Committee on Ways and Means	No. 665	Committee on Education, then to the Committee on Ways and Means
No. 646	Committee on Transportation, Military Affairs, and Government Operations	No. 666	Committee on Education, then to the Committee on Ways and Means
No. 647	Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 667	Committee on Education, then to the Committee on Ways and Means
No. 648	Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 668	Jointly to the Committee on Education and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 669	Committee on Education, then to the Committee on Judiciary	Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means	
No. 670	Committee on Education, then to the Committee on Ways and Means	No. 689	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 671	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means	No. 690	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 672	Committee on Education, then to the Committee on Ways and Means	No. 691	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 673	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 692	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 674	Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 693	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 675	Committee on Education, then to the Committee on Ways and Means	No. 694	Committee on Education, then to the Committee on Ways and Means
No. 676	Committee on Education, then to the Committee on Ways and Means	No. 695	Committee on Education, then to the Committee on Ways and Means
No. 677	Jointly to the Committee on Education and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 696	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 678	Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 697	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 679	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 698	Committee on Ways and Means
No. 680	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then jointly to the Committee on Judiciary and the Committee on Ways and Means	No. 699	Committee on Ways and Means
No. 681	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs	No. 700	Committee on Labor, then to the Committee on Ways and Means
No. 682	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 701	Committee on Ways and Means
No. 683	Committee on Judiciary	No. 702	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing
No. 684	Committee on Judiciary, then to the Committee on Ways and Means	No. 703	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means
No. 685	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 704	Jointly to the Committee on Judiciary and the Committee on Ways and Means
No. 686	Committee on Commerce, Consumer Protection and Housing	No. 705	Committee on Judiciary
No. 687	Committee on Commerce, Consumer Protection and Housing	No. 706	Jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 688	Committee on Transportation, Military Affairs, and Government Operations, then jointly to the	No. 707	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means
		No. 708	Committee on Education, then to the Committee on Ways and Means

No. 709	Committee on Health and Human Services, then to the Committee on Judiciary	No. 731	Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
No. 710	Committee on Labor, then to the Committee on Ways and Means	No. 732	Jointly to the Committee on Health and Human Services and the Committee on Education, then jointly to the Committee on Judiciary and the Committee on Ways and Means
No. 711	Committee on Health and Human Services, then to the Committee on Judiciary	No. 733	Committee on Labor, then to the Committee on Ways and Means
No. 712	Jointly to the Committee on Health and Human Services, the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 734	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 713	Committee on Education, then to the Committee on Ways and Means	No. 735	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 714	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 736	Committee on Labor
No. 715	Committee on Labor, then to the Committee on Judiciary	No. 737	Committee on Labor
No. 716	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 738	Committee on Transportation, Military Affairs, and Government Operations
No. 717	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary	No. 739	Committee on Tourism and Intergovernmental Affairs, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 718	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Health and Human Services, then to the Committee on Judiciary	No. 740	Jointly to the Committee on Labor, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 719	Committee on Health and Human Services, then to the Committee on Judiciary	No. 741	Committee on Agriculture, then to the Committee on Ways and Means
No. 720	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Health and Human Services, then to the Committee on Judiciary	No. 742	Committee on Ways and Means
No. 721	Committee on Health and Human Services, then jointly to the Committee on Judiciary and the Committee on Ways and Means	No. 743	Committee on Education, then to the Committee on Ways and Means
No. 722	Committee on Commerce, Consumer Protection and Housing	No. 744	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture
No. 723	Committee on Judiciary	No. 745	Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 724	Committee on Health and Human Services, then to the Committee on Judiciary	No. 746	Committee on Health and Human Services, then to the Committee on Judiciary
No. 725	Committee on Health and Human Services, then to the Committee on Judiciary	No. 747	Committee on Health and Human Services, then to the Committee on Judiciary
No. 726	Committee on Judiciary	No. 748	Committee on Transportation, Military Affairs, and Government Operations
No. 727	Committee on Health and Human Services, then to the Committee on Judiciary	No. 749	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 728	Committee on Labor	No. 750	Committee on Transportation, Military Affairs, and Government Operations
No. 729	Committee on Labor, then to the Committee on Judiciary	No. 751	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 730	Committee on Health and Human Services, then to the Committee on Ways and Means		

No. 752 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 753 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 754 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations

No. 755 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 756 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 757 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 758 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 759 Committee on Judiciary

No. 760 Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing

No. 761 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 762 Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 763 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 764 Committee on Ways and Means

No. 765 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 766 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 767 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 768 Committee on Transportation, Military Affairs, and Government Operations, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means

No. 769 Committee on Commerce, Consumer Protection and Housing

No. 770 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 771 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 772 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 773 Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 774 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 775 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 776 Committee on Labor

No. 777 Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 778 Jointly to the Committee on Health and Human Services, the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 779 Jointly to the Committee on Health and Human Services, the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 780 Committee on Judiciary

No. 781 Committee on Judiciary

No. 782 Committee on Ways and Means

No. 783 Committee on Labor, then to the Committee on Ways and Means

No. 784 Committee on Judiciary, then to the Committee on Ways and Means

No. 785 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 786 Committee on Judiciary

No. 787 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

No. 788 Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means

No. 789 Jointly to the Committee on Transportation, Military Affairs, and Government Operations

and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 790 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 791 Committee on Ways and Means

No. 792 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 793 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 794 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means

No. 795 Committee on Ways and Means

No. 796 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 797 Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 798 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 799 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs

No. 800 Jointly to the Committee on Economic Development and Technology and the Committee on Labor, then to the Committee on Ways and Means

No. 801 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 802 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 803 Committee on Agriculture, then to the Committee on Ways and Means

No. 804 Committee on Judiciary, then to the Committee on Ways and Means

No. 805 Committee on Judiciary

No. 806 Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 807 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 808 Committee on Education, then to the Committee on Judiciary

No. 809 Committee on Health and Human Services, then to the Committee on Judiciary

No. 810 Committee on Labor, then to the Committee on Ways and Means

No. 811 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 812 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Health and Human Services, then to the Committee on Tourism and Intergovernmental Affairs

No. 813 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 814 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 815 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 816 Committee on Education, then to the Committee on Ways and Means

No. 817 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 818 Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 819 Committee on Education, then to the Committee on Ways and Means

No. 820 Committee on Education, then to the Committee on Ways and Means

No. 821 Committee on Education, then to the Committee on Ways and Means

No. 822 Committee on Education, then to the Committee on Ways and Means

No. 823 Jointly to the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means

No. 824 Committee on Transportation, Military Affairs, and Government Operations

No. 825 Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 826 Committee on Economic Development and Technology, then to the Committee on Judiciary

No. 827 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing

No. 828 Jointly to the Committee on Health and Human Services, the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 829 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing

No. 830 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 831 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 832 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 833 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 834 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 835 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 836 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 837 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 838 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 839 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 840 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 841 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 842 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 843 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means

No. 844 Committee on Commerce, Consumer Protection and Housing

No. 845 Committee on Economic Development and Technology, then to the Committee on Judiciary

No. 846 Committee on Health and Human Services, then to the Committee on Tourism and Intergovernmental Affairs

No. 847 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs, the Committee on Labor and the Committee on Judiciary

No. 848 Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 849 Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 850 Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 851 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 852 Committee on Education, then to the Committee on Ways and Means

No. 853 Committee on Labor, then to the Committee on Ways and Means

No. 854 Committee on Ways and Means

No. 855 Committee on Labor, then to the Committee on Judiciary

No. 856 Jointly to the Committee on Economic Development and Technology and the Committee on Labor, then to the Committee on Ways and Means

No. 857 Committee on Labor, then to the Committee on Ways and Means

No. 858 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 859 Committee on Judiciary

No. 860 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 861 Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 862 Committee on Labor, then to the Committee on Ways and Means

No. 863 Committee on Ways and Means

No. 864 Committee on Health and Human Services, then to the Committee on Judiciary

No. 865 Committee on Education, then to the Committee on Ways and Means

No. 866 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Economic Development and Technology, the Committee on Tourism and Intergovernmental Affairs and the

Committee on Health and Human Services, then to the Committee on Ways and Means

No. 867 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 868 Jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 869 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 870 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 871 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 872 Jointly to the Committee on Education and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 873 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 874 Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing

No. 875 Committee on Commerce, Consumer Protection and Housing

No. 876 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 877 Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 878 Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 879 Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means

No. 880 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 881 Committee on Agriculture, then to the Committee on Ways and Means

No. 882 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 883 Committee on Judiciary

No. 884 Committee on Health and Human Services, then to the Committee on Judiciary

No. 885 Committee on Health and Human Services, then to the Committee on Judiciary

No. 886 Committee on Health and Human Services, then to the Committee on Judiciary

No. 887 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology

No. 888 Committee on Labor, then to the Committee on Tourism and Intergovernmental Affairs

No. 889 Committee on Agriculture, then to the Committee on Ways and Means

No. 890 Committee on Ways and Means

RE-REFERRAL OF SENATE BILL

The Chair re-referred the following Senate bill that was introduced:

Senate Bill Referred to:

No. 186 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Economic Development and Technology, then to the Committee on Judiciary

Senator Slom rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“You know, I’m having a difficulty with the Governor of our State. It’s something new; it’s just happened. The other day during the State of the State Address . . . I guess I’m having trouble with the Governor and many of his communications directors. The other day, the Governor made remarks here to us in the House Chamber and said that the full text and additional information would be available in a booklet. And then the information was that the booklet had been distributed to all Legislators – more than 200 copies. This is the booklet. (Senator Slom held up the booklet for everyone to see.) I don’t know how many of my colleagues received a copy of this booklet, but people that I checked with had not, including my office, and we asked why. There was the scurrying around between different communications people within the department and we finally got this copy, I guess late yesterday afternoon, which is very interesting. I understand it was printed in-house. My problem is that these statements are made about the release and distribution of information and it doesn’t always jive with what’s happening. That brings us to the case of the Bahamas.

“We learn now that the Governor . . . who at first we were told by the communications director that the Governor was going to the Bahamas to look at the fish tank, and he was going by himself, and he was going economy class too – which conjured up for me the idea of the Governor with a backpack and kind of a bento box, going on the plane. But we were told more than twice that there was no one accompanying the Governor. And now we learn yesterday that in fact the Governor was accompanied. And he was accompanied by the former Superintendent of Education, the former political Chief of Staff of the Governor, the current lobbyist for a gambling organization in the Bahamas, and that in fact they spent a great deal of time talking about gambling and a proposal for Ko’olina.

“Mr. President, I understand you’re going to be introducing legislation in this body and there will be legislation introduced in the House about the gambling issue itself, and I have no

quarrel with that. My quarrel is the kind of information – misinformation and disinformation – that we’re getting from the Executive Branch. If somebody is going to go on a trip, and people are going to accompany them, and the taxpayers are paying for it, then I think everybody has a right to know exactly who’s going with them, who we’re paying for, and what the purpose is.

“I remember, Mr. President, a meeting several years ago during 1998 in San Francisco where the Governor ostensibly was going to talk to the bond rating services, and the outcome of that meeting from a San Francisco hotel was the development of the anti Linda Lingle bill, which was introduced upon the Governor’s return. So as I say, the issue of gambling or the issue of revenue or anything else I think is important and should stand on its own merits and be the subject of public discussion and full disclosure.

“I want to send a message to the Governor and the Governor’s Office that when they send down information about something that happens, we want to make sure that in fact that actually happens and that we get the truth, the truth of the matter.

“I also found it interesting, Mr. President, that the Governor came out two days ago and said that he would veto any bill that would be likely to pass eliminating or reducing the burden on all of our citizens on the general excise tax for food, for medical services, and for rents. Now he’s talking about a possible large source of income from gambling but did not say anything about the trade off of reducing that burden on our residents. So one could only conclude that we would still have the burden; we would still have the social cost of gambling and new sources of revenue.

“I just wanted to set the record straight, Mr. President. Thank you for the opportunity.”

INTRODUCTION OF SENATE BILLS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 6:00 o’clock p.m. In consequence thereof and subsequent to its recessing at 11:58 o’clock a.m., the following bills passed First Reading by title and were deferred:

Senate Bill

No. 1221 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES.”

Introduced by: Senator Nakata.

No. 1222 “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”

Introduced by: Senator Nakata.

No. 1223 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A NIIHAU ORAL HISTORY PROJECT.”

Introduced by: Senators Chun, English, Hogue, Kawamoto, Inouye.

No. 1224 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF EDUCATION MAUI DISTRICT ATHLETICS.”

Introduced by: Senators Buen, Chumbley, Matsuura, English, Tam, Chun Oakland, Fukunaga, Sakamoto, Taniguchi, Kawamoto.

No. 1225 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HIGHWAY VARIABLE MESSAGE SIGNS.”

Introduced by: Senators Buen, Matsuura, Hanabusa, Chun, Nakata, Inouye, Kawamoto, Kanno, Kokubun.

No. 1226 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”

Introduced by: Senators Buen, Kokubun, Hogue, Nakata, Hanabusa, Chun, Kim, Inouye, Tam, Kawamoto, Matsuura, Kanno.

No. 1227 “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR REPAIRS, MAINTENANCE, AND IMPROVEMENTS TO THE MOLOKAI IRRIGATION SYSTEM.”

Introduced by: Senators Buen, English, Kawamoto, Matsuura, Kim, Kanno, Hogue, Nakata, Chun, Kokubun, Inouye.

No. 1228 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOLOKAI GENERAL HOSPITAL.”

Introduced by: Senators Buen, Chumbley, English, Matsuura, Chun, Kokubun, Kanno.

No. 1229 “A BILL FOR AN ACT RELATING TO THE PENAL CODE.”

Introduced by: Senator Sakamoto.

No. 1230 “A BILL FOR AN ACT RELATING TO PARENT-COMMUNITY NETWORKING CENTERS.”

Introduced by: Senators Sakamoto, Tam, Chun Oakland, Chun, Kawamoto, Ige, English.

No. 1231 “A BILL FOR AN ACT RELATING TO MEDICAL USE OF MARIJUANA.”

Introduced by: Senators Sakamoto, Chun.

No. 1232 “A BILL FOR AN ACT RELATING TO UNDERGROUND UTILITY LINES.”

Introduced by: Senators Sakamoto, Ige, English, Hogue, Chun.

No. 1233 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SIXTEENTH SENATORIAL DISTRICT.”

Introduced by: Senators Sakamoto, Ige, English, Hogue, Tam.

No. 1234 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE FOURTEENTH SENATORIAL DISTRICT.”

Introduced by: Senator Chun Oakland.

No. 1235 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NEW POSITIONS FOR ADULT

PROTECTIVE SERVICES IN THE DEPARTMENT OF HUMAN SERVICES.”

Introduced by: Senators Chun Oakland, Matsuura, Buen.

No. 1236 “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII.”

Introduced by: Senators Chun Oakland, Sakamoto.

No. 1237 “A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE.”

Introduced by: Senator Chun Oakland.

No. 1238 “A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE MACADAMIA NUT INDUSTRY.”

Introduced by: Senator Kokubun.

No. 1239 “A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES.”

Introduced by: Senator Kokubun, by request.

No. 1240 “A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS.”

Introduced by: Senators Hanabusa, Chun, Nakata, Buen, Matsuura, Tam, Taniguchi, Ige, Kokubun.

No. 1241 “A BILL FOR AN ACT RELATING TO PUBLIC SERVICES.”

Introduced by: Senators Hanabusa, Chun, Nakata, Buen, Matsuura, Tam, Taniguchi, Ige, Kokubun.

No. 1242 “A BILL FOR AN ACT RELATING TO THE MILLENNIUM WORKFORCE DEVELOPMENT TRAINING PROGRAM.”

Introduced by: Senator Ige.

No. 1243 “A BILL FOR AN ACT RELATING TO EDUCATION.”

Introduced by: Senators Ige, Fukunaga, Chumbley.

No. 1244 “A BILL FOR AN ACT RELATING TO SLOT MACHINE GAMING.”

Introduced by: Senators Bunda, Kim, Buen, Matsuura, Kawamoto, Tam.

No. 1245 “A BILL FOR AN ACT RELATING TO PARKS.”

Introduced by: Senators Kim, Matsuura.

No. 1246 “A BILL FOR AN ACT RELATING TO INCOME TAX.”

Introduced by: Senator Kim.

No. 1247 “A BILL FOR AN ACT RELATING TO OPTOMETRY.”

Introduced by: Senators Kim, Bunda.

No. 1248 “A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND.”

Introduced by: Senators Kim, English, Kawamoto, Slom, Inouye, Buen.

No. 1249 “A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICE.”

Introduced by: Senators Hemmings, Slom, Matsunaga, Buen, Chumbley, English.

No. 1250 “A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY.”

Introduced by: Senators Hemmings, Hogue, Slom, Buen, Chumbley, English, Ihara, Inouye.

No. 1251 “A BILL FOR AN ACT RELATING TO HOSPITALS.”

Introduced by: Senators Hemmings, Slom.

No. 1252 “A BILL FOR AN ACT RELATING TO PUBLIC WORKS AND MAINTENANCE CONTRACTS FOR SCHOOL CONSTRUCTION.”

Introduced by: Senators Hemmings, Hogue, Slom.

No. 1253 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SECOND SENATORIAL DISTRICT.”

Introduced by: Senator Matsuura.

No. 1254 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SPECIAL EDUCATION TEACHERS.”

Introduced by: Senators Matsuura, Sakamoto.

No. 1255 “A BILL FOR AN ACT RELATING TO SMALL BUSINESS.”

Introduced by: Senator Matsuura.

No. 1256 “A BILL FOR AN ACT RELATING TO HUMAN SERVICES.”

Introduced by: Senator Matsuura.

No. 1257 “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION TO UPGRADE AND EXPAND THE MOLOKAI GENERAL HOSPITAL.”

Introduced by: Senators Matsuura, Buen.

No. 1258 “A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT.”

Introduced by: Senators Inouye, Sakamoto, Slom, Buen.

No. 1259 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIPIO VALLEY.”

Introduced by: Senators Inouye, Sakamoto, Slom, Tam, Buen.

No. 1260 "A BILL FOR AN ACT RELATING TO BIOFUEL."

Introduced by: Senator Inouye.

No. 1261 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senator Inouye, by request.

No. 1262 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senator Inouye.

No. 1263 "A BILL FOR AN ACT RELATING TO NET ENERGY METERING."

Introduced by: Senators Inouye, English.

No. 1264 "A BILL FOR AN ACT RELATING TO AQUACULTURE."

Introduced by: Senators Inouye, Sakamoto, Slom, Tam.

No. 1265 "A BILL FOR AN ACT RELATING TO THE ALA WAI WATERSHED."

Introduced by: Senators Ihara, Fukunaga, Taniguchi.

No. 1266 "A BILL FOR AN ACT RELATING TO REGULATORY PROCESSES."

Introduced by: Senators Ihara, Fukunaga.

No. 1267 "A BILL FOR AN ACT RELATING TO REGULATORY PROCESSES."

Introduced by: Senators Ihara, Fukunaga.

No. 1268 "A BILL FOR AN ACT RELATING TO UTILITY LINES."

Introduced by: Senators Ihara, Kanno, Fukunaga, Taniguchi.

No. 1269 "A BILL FOR AN ACT RELATING TO UNIFORM INFORMATION PRACTICES ACT."

Introduced by: Senators Ihara, Chun Oakland, Fukunaga, Chun, Kanno, Kokubun, Chumbley, Matsunaga, Slom.

No. 1270 "A BILL FOR AN ACT RELATING TO INSTANT RUNOFF VOTING METHOD."

Introduced by: Senators Ihara, Slom, Fukunaga.

No. 1271 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Ige, Chumbley.

No. 1272 "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Senators Ige, Chumbley.

No. 1273 "A BILL FOR AN ACT RELATING TO APPOINTED COUNSEL."

Introduced by: Senators Ige, Chumbley.

No. 1274 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES."

Introduced by: Senators Ige, Chumbley.

No. 1275 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS TO PIILANI HIGHWAY."

Introduced by: Senators Chumbley, Buen, English.

No. 1276 "A BILL FOR AN ACT RELATING TO CYBERSQUATTING."

Introduced by: Senators Chumbley, English, Ihara, Fukunaga, Ige, Matsunaga.

No. 1277 "A BILL FOR AN ACT RELATING TO AGRICULTURAL DISTRICTS."

Introduced by: Senator Chumbley.

No. 1278 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

Introduced by: Senator Chumbley.

No. 1279 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Chumbley.

No. 1280 "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS."

Introduced by: Senator Chumbley.

No. 1281 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PINEAPPLE PEST CONTROL RESEARCH."

Introduced by: Senator Chumbley.

No. 1282 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Chumbley.

No. 1283 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HANA HIGH SCHOOL ATHLETIC PROGRAMS."

Introduced by: Senator Chumbley.

No. 1284 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senator Chumbley.

No. 1285 "A BILL FOR AN ACT RELATING TO SMALL BUSINESSES."

Introduced by: Senators Slom, Inouye, Kanno, Kawamoto, Hemmings, Hogue, Buen, Chumbley.

No. 1286 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senators Slom, Hemmings, Hogue.

No. 1287 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."

Introduced by: Senators Slom, Hogue, Inouye, Nakata, Hemmings, Buen, Chumbley.

No. 1288 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

Introduced by: Senators Slom, Hogue, Matsuura, Inouye, Nakata, Kawamoto, Hemmings, Buen.

No. 1289 "A BILL FOR AN ACT RELATING TO FLUORIDATION OF HAWAII'S WATER SUPPLY."

Introduced by: Senators Slom, Chun, Oakland, Tam, Hemmings.

No. 1290 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Slom, Hemmings.

No. 1291 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES."

Introduced by: Senators Chun, Oakland, Fukunaga, Tam, Ihara, Taniguchi, Matsunaga, Slom, Sakamoto.

No. 1292 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Senators Ige, Fukunaga.

No. 1293 "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES."

Introduced by: Senator Chun.

No. 1294 "A BILL FOR AN ACT RELATING TO THE AUDITOR."

Introduced by: Senators Chun, Kawamoto.

No. 1295 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A TRANSITIONAL DRUG TREATMENT PROGRAM."

Introduced by: Senators Chun, Buen, Matsuura.

No. 1296 "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES FOR APPOINTED COUNSEL."

Introduced by: Senator Chun.

No. 1297 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SEVENTH SENATORIAL DISTRICT."

Introduced by: Senator Chun.

No. 1298 "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES."

Introduced by: Senator Chun.

No. 1299 "A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS."

Introduced by: Senator Chun.

No. 1300 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Chun.

No. 1301 "A BILL FOR AN ACT RELATING TO CONVEYANCE TAX."

Introduced by: Senator Nakata.

No. 1302 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TWENTY-FIRST SENATORIAL DISTRICT."

Introduced by: Senator Hanabusa.

No. 1303 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Hanabusa, Matsuura, Taniguchi.

No. 1304 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Hogue, Slom, Ige, Ihara, English, Matsunaga.

No. 1305 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT OF PLAYGROUND EQUIPMENT AND SURFACING BY THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Hogue, Slom, Ihara, Ige, English, Matsunaga, Inouye, Kokubun.

No. 1306 "A BILL FOR AN ACT RELATING TO ACCOUNTING."

Introduced by: Senators Hogue, Buen, Tam, Menor.

No. 1307 "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER CAPITAL AND OPERATIONS SPECIAL FUND."

Introduced by: Senators Hogue, Tam, Menor, Fukunaga.

No. 1308 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Hogue, Buen, Tam, Menor, Fukunaga.

No. 1309 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senators Hogue, Buen, Tam, Menor, Fukunaga.

No. 1310 "A BILL FOR AN ACT RELATING TO THE REMOVAL OF WIRELESS COMMUNICATION FROM PUBLIC UTILITIES COMMISSION JURISDICTION."

Introduced by: Senator Hogue.

No. 1311 "A BILL FOR AN ACT RELATING TO INDIVIDUALS WITH DISABILITIES."

Introduced by: Senator Tam, by request.

No. 1312 "A BILL FOR AN ACT RELATING TO SMALL BUSINESS."

Introduced by: Senators Tam, Slom, Kim, Ige, Ihara.

No. 1313 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE THIRTEENTH SENATORIAL DISTRICT."

Introduced by: Senators Tam, Slom, Kim, Ige, Ihara.

No. 1314 "A BILL FOR AN ACT RELATING TO THE ECONOMY."

Introduced by: Senators Tam, Slom, Kim, Ige, Ihara.

No. 1315 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Tam, Ige, Kim, Slom, Ihara, Taniguchi.

No. 1316 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES."

Introduced by: Senators Tam, Ige, Kim, Slom, Ihara, Taniguchi.

No. 1317 "A BILL FOR AN ACT RELATING TO THE FILING DATE OF ANNUAL FINANCIAL INTERESTS DISCLOSURE STATEMENTS."

Introduced by: Senators Matsunaga, Ihara.

No. 1318 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senator Matsunaga.

No. 1319 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senator Matsunaga.

No. 1320 "A BILL FOR AN ACT RELATING TO ANTITRUST."

Introduced by: Senator Matsunaga.

No. 1321 "A BILL FOR AN ACT RELATING TO JUDGMENTS."

Introduced by: Senator Matsunaga.

No. 1322 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SENTENCING SIMULATION MODEL."

Introduced by: Senator Matsunaga.

No. 1323 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Senator Matsunaga.

No. 1324 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senator Matsunaga.

No. 1325 "A BILL FOR AN ACT RELATING TO CONVEYANCE TAX."

Introduced by: Senator Menor, by request.

No. 1326 "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND."

Introduced by: Senator Menor, by request.

No. 1327 "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII."

Introduced by: Senator Menor, by request.

No. 1328 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EIGHTEENTH SENATORIAL DISTRICT."

Introduced by: Senator Menor.

No. 1329 "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE."

Introduced by: Senator Menor, by request.

No. 1330 "A BILL FOR AN ACT RELATING TO DOGS."

Introduced by: Senator Menor, by request.

No. 1331 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Senator Menor, by request.

No. 1332 "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE."

Introduced by: Senator Menor, by request.

No. 1333 "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES."

Introduced by: Senator Menor, by request.

No. 1334 "A BILL FOR AN ACT RELATING TO CLINICAL SOCIAL WORKERS."

Introduced by: Senator Menor, by request.

No. 1335 "A BILL FOR AN ACT RELATING TO EDUCATIONAL REQUIREMENTS FOR THE UNIFORM CERTIFIED PUBLIC ACCOUNTANT EXAMINATION AND LICENSURE."

Introduced by: Senator Matsuura.

No. 1336 "A BILL FOR AN ACT RELATING TO HUNTING."

Introduced by: Senator Matsuura.

No. 1337 "A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY."

Introduced by: Senator Matsuura.

No. 1338 "A BILL FOR AN ACT RELATING TO DENTISTS."

Introduced by: Senator Matsuura.

No. 1339 "A BILL FOR AN ACT RELATING TO TREATMENT OF THE MEDICALLY INDIGENT."

Introduced by: Senator Matsuura.

No. 1340 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Senator Fukunaga.

No. 1341 "A BILL FOR AN ACT RELATING TO THE UNITED STATES SELECTIVE SERVICE SYSTEM."

Introduced by: Senators Tam, Ige.

No. 1342 "A BILL FOR AN ACT RELATING TO SMALL BUSINESS."

Introduced by: Senator Tam.

No. 1343 "A BILL FOR AN ACT RELATING TO PROXIES."

Introduced by: Senator English, by request.

No. 1344 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION TO EXPAND THE MAKAWAO PUBLIC LIBRARY."

Introduced by: Senators English, Chumbley, Buen, Kawamoto, Sakamoto, Chun, Matsunaga.

No. 1345 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE FIFTH SENATORIAL DISTRICT."

Introduced by: Senator English.

No. 1346 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator English.

No. 1347 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senator English.

No. 1348 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMFORT STATION AT KAUMAHINA STATE WAYSIDE PARK."

Introduced by: Senator English.

No. 1349 "A BILL FOR AN ACT RELATING TO MUTUAL BENEFIT SOCIETIES."

Introduced by: Senators English, by request, Matsunaga.

No. 1350 "A BILL FOR AN ACT RELATING TO A HAWAIIAN AFFAIRS TASK FORCE."

Introduced by: Senator English, by request.

No. 1351 "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT."

Introduced by: Senators English, Chumbley, Chun, Kokubun, Hemmings, Fukunaga, Matsunaga, Kim, Ige, Kawamoto, Matsuura, Tam, Hogue, Nakata, Kanno, Hanabusa, Inouye, Taniguchi.

No. 1352 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Slom.

No. 1353 "A BILL FOR AN ACT RELATING TO AGRICULTURAL COMMODITIES."

Introduced by: Senators Slom, Inouye, Hogue.

No. 1354 "A BILL FOR AN ACT RELATING TO THE COMMISSION OF A CRIME WITH A FIREARM."

Introduced by: Senator Slom.

No. 1355 "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH."

Introduced by: Senator Slom.

No. 1356 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RESIDENTS OF MAUNALAHA SUBDIVISION."

Introduced by: Senator Fukunaga.

No. 1357 "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Fukunaga.

No. 1358 "A BILL FOR AN ACT RELATING TO REAL ESTATE SALESPERSONS AND BROKERS."

Introduced by: Senator Fukunaga.

No. 1359 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STATEWIDE SEX ASSAULT PREVENTION EDUCATION PROGRAM BY THE SEX ABUSE TREATMENT CENTER."

Introduced by: Senators Hanabusa, Matsuura, Taniguchi.

No. 1360 "A BILL FOR AN ACT RELATING TO INCENTIVE AND INNOVATION GRANTS."

Introduced by: Senators Sakamoto, Chumbley, Kawamoto, Matsunaga, Tam, Hogue, Ige, English.

No. 1361 "A BILL FOR AN ACT RELATING TO THE VOLUNTEER INCENTIVE PROGRAM."

Introduced by: Senators Sakamoto, Matsunaga, English, Kawamoto, Ige, Chumbley, Tam, Chun, Oakland, Hogue.

No. 1362 "A BILL FOR AN ACT RELATING TO COACHES."

Introduced by: Senators Sakamoto, Tam, Ige, Kawamoto.

No. 1363 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senators Sakamoto, Hogue, Tam.

No. 1364 "A BILL FOR AN ACT RELATING TO TEACHERS."

Introduced by: Senator Kanno.

No. 1365 "A BILL FOR AN ACT RELATING TO THE WEED AND SEED PROGRAM."

Introduced by: Senator Kanno.

No. 1366 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senator Kanno.

No. 1367 "A BILL FOR AN ACT RELATING TO DRUG OFFENSES."

Introduced by: Senator Kanno.

No. 1368 "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION."

Introduced by: Senator Kanno.

No. 1369 "A BILL FOR AN ACT RELATING TO NURSING."

Introduced by: Senator Kanno.

No. 1370 "A BILL FOR AN ACT RELATING TO A CENTER FOR NURSING."

Introduced by: Senator Kanno.

No. 1371 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Buen, Matsuura, Hanabusa, Kawamoto, Chun, Kokubun, Hogue.

No. 1372 "A BILL FOR AN ACT RELATING TO THE ORGANIC AGRICULTURE INDUSTRY."

Introduced by: Senators Buen, Kawamoto, Kokubun, Hogue, Hanabusa, Chun, Matsuura, Inouye.

No. 1373 "A BILL FOR AN ACT RELATING TO THE MAUI REGIONAL HEALTH SYSTEMS CORPORATION."

Introduced by: Senators Buen, Tam, Ihara, Fukunaga, Ige, Kokubun, Hogue.

No. 1374 "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND."

Introduced by: Senators Buen, Tam.

No. 1375 "A BILL FOR AN ACT RELATING TO GAMING."

Introduced by: Senators Buen, Kim, Kawamoto.

No. 1376 "A BILL FOR AN ACT RELATING TO LIBRARIES."

Introduced by: Senator Tam.

No. 1377 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE."

Introduced by: Senator Tam.

No. 1378 "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION."

Introduced by: Senator Bunda.

No. 1379 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda.

No. 1380 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senators Bunda, Inouye, Kim.

No. 1381 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Bunda.

No. 1382 "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS."

Introduced by: Senator Bunda.

No. 1383 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY INSPECTIONS."

Introduced by: Senator Bunda.

No. 1384 "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS."

Introduced by: Senator Bunda, by request.

No. 1385 "A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION."

Introduced by: Senator Bunda.

No. 1386 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TWENTY-SECOND SENATORIAL DISTRICT."

Introduced by: Senator Bunda.

No. 1387 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WAIALUA-HALEIWA STORMWATER DRAINAGE MASTER PLAN."

Introduced by: Senator Bunda.

No. 1388 "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Kawamoto, Matsuura.

No. 1389 "A BILL FOR AN ACT RELATING TO TOWING."

Introduced by: Senator Kawamoto.

No. 1390 "A BILL FOR AN ACT RELATING TO TRADITIONAL HAWAIIAN HEALING PRACTICES."

Introduced by: Senators Kawamoto, English, Chun.

No. 1391 "A BILL FOR AN ACT RELATING TO WAGES AND TIPS OF EMPLOYEES."

Introduced by: Senators Kawamoto, Nakata.

No. 1392 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Senator Kawamoto.

No. 1393 "A BILL FOR AN ACT RELATING TO THE MOTOR CARRIER LAW."

Introduced by: Senators Kawamoto, Fukunaga, Hemmings, Buen, Inouye, Tam.

No. 1394 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kawamoto, Buen.

No. 1395 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kawamoto, Buen.

No. 1396 "A BILL FOR AN ACT RELATING TO CHECK CASHING."

Introduced by: Senator Kawamoto.

No. 1397 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Kawamoto.

No. 1398 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators Kokubun, Chun, Hanabusa.

No. 1399 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY AMBULANCE SERVICE ON THE ISLAND OF HAWAII."

Introduced by: Senator Kokubun, by request.

No. 1400 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS."

Introduced by: Senators Kokubun, Buen, Matsuura, Slom, Tam, Fukunaga, Hogue, Kawamoto.

No. 1401 "A BILL FOR AN ACT RELATING TO THE ALA WAI WATERSHED."

Introduced by: Senators Ihara, Fukunaga, Taniguchi.

No. 1402 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMMUNITY-BASED ECONOMIC DEVELOPMENT."

Introduced by: Senators Ihara, Ige, Matsunaga, Tam, Slom, Taniguchi.

No. 1403 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Senators Ihara, English, Fukunaga, Taniguchi.

No. 1404 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE PUBLIC LIBRARY SYSTEM."

Introduced by: Senators Ihara, Fukunaga.

No. 1405 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC."

Introduced by: Senator Inouye.

No. 1406 "A BILL FOR AN ACT RELATING TO HOLIDAYS."

Introduced by: Senator Taniguchi.

No. 1407 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Taniguchi, by request.

No. 1408 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GENETIC ENGINEERING ASSESSMENT."

Introduced by: Senator Taniguchi, by request.

No. 1409 "A BILL FOR AN ACT RELATING TO LEGISLATIVE AGENCIES."

Introduced by: Senators Taniguchi, Hanabusa.

No. 1410 "A BILL FOR AN ACT RELATING TO THE USE OF HERBICIDES IN PUBLIC PARKS."

Introduced by: Senator Taniguchi, by request.

No. 1411 "A BILL FOR AN ACT RELATING TO ROADSIDE HERBICIDE USE."

Introduced by: Senator Taniguchi, by request.

No. 1412 "A BILL FOR AN ACT RELATING TO PESTICIDES."

Introduced by: Senator Taniguchi, by request.

No. 1413 "A BILL FOR AN ACT RELATING TO PESTICIDES."

Introduced by: Senator Taniguchi, by request.

No. 1414 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR UNIFORM LAWS."

Introduced by: Senator Taniguchi.

No. 1415 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Kanno.

No. 1416 "A BILL FOR AN ACT RELATING TO SHORT TERM AND EMERGENCY APPOINTMENTS."

Introduced by: Senator Kanno.

No. 1417 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Kanno.

No. 1418 "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND."

Introduced by: Senator Bunda, by request.

No. 1419 "A BILL FOR AN ACT RELATING TO ALARMS."

Introduced by: Senator Bunda, by request.

No. 1420 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Senator Bunda, by request.

No. 1421 "A BILL FOR AN ACT RELATING TO THE MEMBERS OF THE BOARD OF EDUCATION."

Introduced by: Senator Bunda, by request.

No. 1422 "A BILL FOR AN ACT RELATING TO THE MEMBERS OF THE BOARD OF EDUCATION."

Introduced by: Senator Bunda, by request.

No. 1423 "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY FOR COUNTIES."

Introduced by: Senator Bunda, by request.

No. 1424 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY."

Introduced by: Senator Bunda, by request.

No. 1425 "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICE."

Introduced by: Senator Bunda, by request.

No. 1426 "A BILL FOR AN ACT RELATING TO ELECTIONS BY MAIL."

Introduced by: Senator Bunda, by request.

No. 1427 "A BILL FOR AN ACT RELATING TO THE RETURN AND RECEIPT OF SPECIAL CASE ABSENTEE BALLOTS."

Introduced by: Senator Bunda, by request.

No. 1428 "A BILL FOR AN ACT RELATING TO THE PRIMARY ELECTION DATE."

Introduced by: Senator Bunda, by request.

No. 1429 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Bunda, by request.

No. 1430 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 6, OF THE

HAWAII CONSTITUTION, TO CHANGE THE ELIGIBILITY TO SERVE AS A MEMBER OF THE SENATE OR HOUSE OF REPRESENTATIVES."

Introduced by: Senator Bunda, by request.

No. 1431 "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION."

Introduced by: Senator Bunda, by request.

No. 1432 "A BILL FOR AN ACT RELATING TO ELECTION RECOUNTS."

Introduced by: Senator Bunda, by request.

ADJOURNMENT

At 6:00 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Friday, January 26, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

SEVENTH DAY

Friday, January 26, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Linda Magno, Liturgy Coordinator, St. Jude Parish Church, after which the Roll was called showing all Senators present with the exception of Senators Chun Oakland, Hemmings, Ihara, Kim and Sakamoto who were excused.

The President announced that he had read and approved the Journal of the Sixth Day.

STANDING COMMITTEE REPORT

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1) recommending that S.B. No. 890, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 890, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," passed Second Reading and was placed on the calendar for Third Reading on Monday, January 29, 2001.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Tuesday, January 23, 2001:

Senate Bill Referred to:

No. 891 Committee on Labor

No. 892 Jointly to the Committee on Labor and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 893 Jointly to the Committee on Labor and the Committee on Health and Human Services, then to the Committee on Judiciary

No. 894 Jointly to the Committee on Agriculture and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 895 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 896 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 897 Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 898 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary

No. 899 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 900 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations

No. 901 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 902 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 903 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 904 Jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 905 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 906 Committee on Ways and Means

No. 907 Committee on Commerce, Consumer Protection and Housing

No. 908 Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means

No. 909 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 910 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 911 Jointly to the Committee on Health and Human Services and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 912 Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment

No. 913 Jointly to the Committee on Health and Human Services, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 914 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs

No. 915 Committee on Education, then to the Committee on Commerce, Consumer Protection and Housing

No. 916	Committee on Health and Human Services, then jointly to the Committee on Judiciary and the Committee on Commerce, Consumer Protection and Housing	No. 933	Committee on Labor, then to the Committee on Judiciary
No. 917	Jointly to the Committee on Health and Human Services, the Committee on Economic Development and Technology, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 934	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 918	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 935	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 919	Committee on Health and Human Services, then to the Committee on Judiciary	No. 936	Committee on Agriculture, then to the Committee on Ways and Means
No. 920	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 937	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
No. 921	Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means	No. 938	Committee on Commerce, Consumer Protection and Housing
No. 922	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 939	Committee on Commerce, Consumer Protection and Housing
No. 923	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 940	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 924	Committee on Labor, then to the Committee on Ways and Means	No. 941	Jointly to the Committee on Labor and the Committee on Health and Human Services, then to the Committee on Ways and Means
No. 925	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, then to the Committee on Ways and Means	No. 942	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 926	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Ways and Means	No. 943	Jointly to the Committee on Agriculture and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Water, Land, Energy, and Environment
No. 927	Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means	No. 944	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 928	Committee on Transportation, Military Affairs, and Government Operations, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary	No. 945	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 929	Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary	No. 946	Committee on Ways and Means
No. 930	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 947	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 931	Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 948	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 932	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, then to the Committee on Judiciary	No. 949	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
		No. 950	Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment
		No. 951	Committee on Health and Human Services, then to the Committee on Judiciary
		No. 952	Committee on Health and Human Services, then to the Committee on Ways and Means

No. 953	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 974	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means
No. 954	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 975	Jointly to the Committee on Health and Human Services and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 955	Committee on Education, then to the Committee on Judiciary	No. 976	Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
No. 956	Committee on Education, then to the Committee on Ways and Means	No. 977	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means
No. 957	Committee on Health and Human Services, then to the Committee on Education, then to the Committee on Ways and Means	No. 978	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means
No. 958	Committee on Education, then to the Committee on Ways and Means	No. 979	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 959	Committee on Education, then to the Committee on Judiciary	No. 980	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 960	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 981	Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
No. 961	Committee on Ways and Means	No. 982	Committee on Agriculture, then to the Committee on Ways and Means
No. 962	Committee on Hawaiian Affairs, then to the Committee on Water, Land, Energy, and Environment	No. 983	Committee on Agriculture, then to the Committee on Judiciary
No. 963	Committee on Hawaiian Affairs, then to the Committee on Ways and Means	No. 984	Committee on Agriculture
No. 964	Committee on Hawaiian Affairs, then to the Committee on Ways and Means	No. 985	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 965	Committee on Education, then to the Committee on Ways and Means	No. 986	Committee on Agriculture
No. 966	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 987	Committee on Transportation, Military Affairs, and Government Operations
No. 967	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means	No. 988	Committee on Education, then to the Committee on Ways and Means
No. 968	Committee on Education, then to the Committee on Ways and Means	No. 989	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means
No. 969	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means	No. 990	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 970	Committee on Agriculture, then to the Committee on Ways and Means	No. 991	Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means
No. 971	Committee on Agriculture, then to the Committee on Ways and Means	No. 992	Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means
No. 972	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 993	Committee on Health and Human Services, then to the Committee on Judiciary
No. 973	Committee on Education, then to the Committee on Ways and Means		

No. 994	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1017	Committee on Commerce, Consumer Protection and Housing
No. 995	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs	No. 1018	Committee on Commerce, Consumer Protection and Housing
No. 996	Committee on Judiciary	No. 1019	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 997	Committee on Judiciary	No. 1020	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 998	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1021	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 999	Committee on Judiciary	No. 1022	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1000	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary	No. 1023	Jointly to the Committee on Economic Development and Technology and the Committee on Labor, then to the Committee on Ways and Means
No. 1001	Committee on Judiciary	No. 1024	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 1002	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1025	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 1003	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1026	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
No. 1004	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1027	Committee on Economic Development and Technology
No. 1005	Committee on Labor	No. 1028	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 1006	Committee on Judiciary, then to the Committee on Ways and Means	No. 1029	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 1007	Committee on Judiciary	No. 1030	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 1008	Committee on Judiciary	No. 1031	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 1009	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, then to the Committee on Ways and Means	No. 1032	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 1010	Committee on Transportation, Military Affairs, and Government Operations	No. 1033	Jointly to the Committee on Economic Development and Technology and the Committee on Education, then to the Committee on Ways and Means
No. 1011	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1034	Committee on Labor, then to the Committee on Ways and Means
No. 1012	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Water, Land, Energy, and Environment		
No. 1013	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means		
No. 1014	Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary		
No. 1015	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing		
No. 1016	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing		

No. 1035	Committee on Labor, then to the Committee on Ways and Means	No. 1058	Committee on Labor, then to the Committee on Ways and Means
No. 1036	Committee on Labor, then to the Committee on Ways and Means	No. 1059	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 1037	Committee on Labor, then to the Committee on Ways and Means	No. 1060	Committee on Commerce, Consumer Protection and Housing
No. 1038	Committee on Labor, then to the Committee on Transportation, Military Affairs, and Government Operations	No. 1061	Committee on Commerce, Consumer Protection and Housing
No. 1039	Committee on Labor, then to the Committee on Ways and Means	No. 1062	Committee on Commerce, Consumer Protection and Housing
No. 1040	Committee on Labor, then to the Committee on Ways and Means	No. 1063	Committee on Commerce, Consumer Protection and Housing
No. 1041	Committee on Labor, then to the Committee on Ways and Means	No. 1064	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 1042	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1065	Committee on Commerce, Consumer Protection and Housing
No. 1043	Committee on Judiciary, then to the Committee on Ways and Means	No. 1066	Committee on Commerce, Consumer Protection and Housing
No. 1044	Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 1067	Committee on Commerce, Consumer Protection and Housing
No. 1045	Committee on Labor, then to the Committee on Ways and Means	No. 1068	Committee on Commerce, Consumer Protection and Housing
No. 1046	Committee on Labor, then to the Committee on Ways and Means	No. 1069	Committee on Commerce, Consumer Protection and Housing
No. 1047	Committee on Ways and Means	No. 1070	Committee on Commerce, Consumer Protection and Housing
No. 1048	Committee on Labor, then to the Committee on Ways and Means	No. 1071	Committee on Commerce, Consumer Protection and Housing
No. 1049	Committee on Ways and Means	No. 1072	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1050	Committee on Ways and Means	No. 1073	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 1051	Committee on Ways and Means	No. 1074	Committee on Commerce, Consumer Protection and Housing
No. 1052	Committee on Labor, then to the Committee on Ways and Means	No. 1075	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 1053	Committee on Labor, then to the Committee on Ways and Means	No. 1076	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 1054	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1077	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 1055	Committee on Labor, then to the Committee on Ways and Means	No. 1078	Committee on Commerce, Consumer Protection and Housing
No. 1056	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1079	Committee on Commerce, Consumer Protection and Housing
No. 1057	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing		

No. 1080	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means	No. 1100	Committee on Hawaiian Affairs, then to the Committee on Judiciary
No. 1081	Committee on Education, then to the Committee on Ways and Means	No. 1101	Committee on Hawaiian Affairs, then to the Committee on Judiciary
No. 1082	Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means	No. 1102	Committee on Hawaiian Affairs, then to the Committee on Judiciary
No. 1083	Jointly to the Committee on Education and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 1103	Committee on Education, then to the Committee on Judiciary
No. 1084	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means	No. 1104	Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Judiciary
No. 1085	Committee on Education, then to the Committee on Ways and Means	No. 1105	Committee on Health and Human Services, then to the Committee on Judiciary
No. 1086	Committee on Education	No. 1106	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1087	Committee on Education, then to the Committee on Ways and Means	No. 1107	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1088	Committee on Education, then to the Committee on Ways and Means	No. 1108	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1089	Jointly to the Committee on Education and the Committee on Labor	No. 1109	Committee on Health and Human Services, then to the Committee on Judiciary
No. 1090	Committee on Education, then to the Committee on Ways and Means	No. 1110	Committee on Health and Human Services, then to the Committee on Judiciary
No. 1091	Committee on Education, then to the Committee on Ways and Means	No. 1111	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1092	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1112	Committee on Health and Human Services, then to the Committee on Judiciary
No. 1093	Committee on Labor, then to the Committee on Ways and Means	No. 1113	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
No. 1094	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 1114	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1095	Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing	No. 1115	Committee on Labor, then to the Committee on Ways and Means
No. 1096	Jointly to the Committee on Labor, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 1116	Committee on Labor, then to the Committee on Ways and Means
No. 1097	Jointly to the Committee on Economic Development and Technology and the Committee on Education, then to the Committee on Ways and Means	No. 1117	Committee on Labor, then to the Committee on Ways and Means
No. 1098	Committee on Education	No. 1118	Committee on Labor
No. 1099	Committee on Hawaiian Affairs, then to the Committee on Judiciary	No. 1119	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
		No. 1120	Committee on Health and Human Services, then to the Committee on Judiciary
		No. 1121	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
		No. 1122	Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1123 Committee on Health and Human Services, then to the Committee on Judiciary

No. 1124 Committee on Health and Human Services, then to the Committee on Judiciary

No. 1125 Committee on Health and Human Services, then to the Committee on Judiciary

No. 1126 Committee on Judiciary, then to the Committee on Ways and Means

No. 1127 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1128 Committee on Commerce, Consumer Protection and Housing

No. 1129 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 1130 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs

No. 1131 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 1132 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 1133 Committee on Health and Human Services

No. 1134 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 1135 Committee on Water, Land, Energy, and Environment

No. 1136 Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing

No. 1137 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 1138 Committee on Health and Human Services

No. 1139 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1140 Committee on Health and Human Services

No. 1141 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 1142 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1143 Committee on Health and Human Services, then to the Committee on Ways and Means

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions offered on Tuesday, January 23, 2001:

Senate
Concurrent
Resolution Referred to:

No. 2 Jointly to the Committee on Economic Development and Technology and the Committee on Judiciary, then to the Committee on Ways and Means

No. 3 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment

No. 4 Committee on Water, Land, Energy, and Environment

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 15 Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 65 Committee on Judiciary

No. 66 Committee on Judiciary

No. 67 Committee on Judiciary

No. 122 Committee on Judiciary

No. 134 Committee on Judiciary, then to the Committee on Ways and Means

No. 136 Committee on Judiciary

No. 274 Committee on Tourism and Intergovernmental Affairs

No. 452 Jointly to the Committee on Health and Human Services and the Committee on Water, Land, Energy, and Environment

No. 597 Committee on Judiciary

No. 611 Committee on Judiciary

No. 674 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 719 Committee on Judiciary

No. 724 Committee on Judiciary

No. 725 Committee on Judiciary

No. 735 Committee on Ways and Means

No. 954 Committee on Commerce, Consumer Protection and Housing

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 o'clock a.m.

Senator Hogue rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, today I had the honor of attending the funeral of Mr. Fred Hemmings, Sr. who passed away recently. Fred Hemmings, Sr. was a very, very good man. He was a former policeman, former airport manager, and he also was a veteran, but above all, he was a dad.

"So today I hope, as you go through the day, that you not only say your prayer for his son, Senator Fred Hemmings Jr., but you say a prayer and honor all of the dads for making sacrifices for their children. Remember him as you honor Fred Hemmings, Sr.

"Thank you very much."

At this time, Senator Hanabusa, on behalf of the Senate, extended happy birthday wishes to Senator Chun.

At 11:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:56 o'clock a.m.

INTRODUCTION OF SENATE BILLS

On motion by Senator English, seconded by Senator Slom and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 5:00 o'clock p.m. In consequence thereof and subsequent to its recessing at 11:58 o'clock a.m., the following bills passed First Reading by title and were deferred:

Senate Bill

No. 1433 "A BILL FOR AN ACT RELATING TO UNINSURED MOTOR VEHICLES."

Introduced by: Senator Kim.

No. 1434 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE 15TH SENATORIAL DISTRICT."

Introduced by: Senator Kim.

No. 1435 "A BILL FOR AN ACT RELATING TO HYDROGEN RESEARCH AND DEVELOPMENT."

Introduced by: Senators Inouye, English.

No. 1436 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senator Nakata.

No. 1437 "A BILL FOR AN ACT RELATING TO NATURAL AREA RESERVE FUND."

Introduced by: Senator Nakata.

No. 1438 "A BILL FOR AN ACT RELATING TO WATER CONSERVATION."

Introduced by: Senator Nakata.

No. 1439 "A BILL FOR AN ACT RELATING TO MAKUA."

Introduced by: Senators Hanabusa, Chun, Buen, Matsuura, Taniguchi, Slom, Kim, Kokubun, Nakata, Inouye.

No. 1440 "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Bunda, by request.

No. 1441 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE KIKALA-KEOKEA SUBDIVISION."

Introduced by: Senator Bunda, by request.

No. 1442 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Bunda, by request.

No. 1443 "A BILL FOR AN ACT RELATING TO KALAELOA COMMUNITY DEVELOPMENT DISTRICT."

Introduced by: Senator Bunda, by request.

No. 1444 "A BILL FOR AN ACT RELATING TO CEDED LANDS INVENTORY."

Introduced by: Senator Bunda, by request.

No. 1445 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."

Introduced by: Senator Bunda, by request.

No. 1446 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES' HEALTH FUND."

Introduced by: Senator Bunda, by request.

No. 1447 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY."

Introduced by: Senator Bunda, by request.

No. 1448 "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICE."

Introduced by: Senator Bunda, by request.

No. 1449 "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY FOR COUNTIES."

Introduced by: Senator Bunda, by request.

No. 1450 "A BILL FOR AN ACT RELATING TO FINANCING AGREEMENTS."

Introduced by: Senator Bunda, by request.

No. 1451 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Bunda, by request.

No. 1452 "A BILL FOR AN ACT RELATING TO LAND COURT."

Introduced by: Senator Bunda, by request.

No. 1453 "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS."

Introduced by: Senator Bunda, by request.

No. 1454 "A BILL FOR AN ACT RELATING TO GARNISHMENT."

Introduced by: Senator Bunda, by request.

No. 1455 "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM."

Introduced by: Senator Bunda, by request.

No. 1456 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senator Bunda, by request.

No. 1457 "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT."

Introduced by: Senator Bunda, by request.

No. 1458 "A BILL FOR AN ACT RELATING TO JURORS."

Introduced by: Senator Bunda, by request.

No. 1459 "A BILL FOR AN ACT RELATING TO JUROR EXEMPTIONS."

Introduced by: Senator Bunda, by request.

No. 1460 "A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT."

Introduced by: Senator Bunda, by request.

No. 1461 "A BILL FOR AN ACT RELATING TO CONTINUOUS SEXUAL ASSAULT OF A MINOR UNDER THE AGE OF FOURTEEN YEARS."

Introduced by: Senator Bunda, by request.

No. 1462 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Bunda, by request.

No. 1463 "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE."

Introduced by: Senator Bunda, by request.

No. 1464 "A BILL FOR AN ACT RELATING TO DRUG PARAPHERNALIA."

Introduced by: Senator Bunda, by request.

No. 1465 "A BILL FOR AN ACT RELATING TO PROMOTING A DETRIMENTAL DRUG."

Introduced by: Senator Bunda, by request.

No. 1466 "A BILL FOR AN ACT RELATING TO THEFT."

Introduced by: Senator Bunda, by request.

No. 1467 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A HAWAIIAN AUTONOMY TRUST."

Introduced by: Senator Hemmings.

No. 1468 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE TWENTY-THIRD SENATORIAL DISTRICT."

Introduced by: Senator Nakata.

No. 1469 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Kokubun, Chun, English, Hanabusa.

No. 1470 "A BILL FOR AN ACT RELATING TO LIMITED TERM EMPLOYEES OF THE DEPARTMENT OF HUMAN SERVICES."

Introduced by: Senator Kokubun.

No. 1471 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RURAL DENTAL SERVICES."

Introduced by: Senators Kokubun, Matsuura.

No. 1472 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE THIRD SENATORIAL DISTRICT."

Introduced by: Senator Kokubun.

No. 1473 "A BILL FOR AN ACT RELATING TO PLANNING."

Introduced by: Senators Kokubun, Chun.

No. 1474 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ELEVENTH SENATORIAL DISTRICT."

Introduced by: Senator Taniguchi.

No. 1475 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TIRES."

Introduced by: Senator Ige, by request.

No. 1476 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Senator Ige.

No. 1477 "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."

Introduced by: Senator Matsunaga.

No. 1478 "A BILL FOR AN ACT RELATING TO THE QUEST PROGRAM."

Introduced by: Senator Matsunaga.

No. 1479 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE 10, SECTION 6, OF THE HAWAII CONSTITUTION, TO CHANGE THE SELECTION PROCESS OF THE UNIVERSITY OF HAWAII BOARD OF REGENTS."

Introduced by: Senator Matsunaga.

No. 1480 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PALOLO CHINESE HOME."

Introduced by: Senator Matsunaga.

No. 1481 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Senators Matsunaga, Chumbley.

No. 1482 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MAUI ARTS AND CULTURAL CENTER."

Introduced by: Senators Chumbley, English, Buen.

No. 1483 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SIXTH SENATORIAL DISTRICT."

Introduced by: Senator Chumbley.

No. 1484 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURES."

Introduced by: Senator Chumbley.

No. 1485 "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS."

Introduced by: Senator Chumbley.

No. 1486 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Chumbley.

No. 1487 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS."

Introduced by: Senators Kim, Hanabusa, Menor, Ige, Hogue, Slom, Tam, Chun, Buen, Kawamoto, Kokubun, Kanno, Chumbley, Ihara.

No. 1488 "A BILL FOR AN ACT RELATING TO SPECIAL ATTORNEYS GENERAL."

Introduced by: Senators Hanabusa, Chun, Buen, Matsuura, Kawamoto, Nakata, Tam, Ige, Taniguchi.

No. 1489 "A BILL FOR AN ACT RELATING TO BURIAL SITES."

Introduced by: Senators Chun, Hanabusa.

No. 1490 "A BILL FOR AN ACT RELATING TO HAWAIIAN CULTURE."

Introduced by: Senators Chun, Hanabusa.

No. 1491 "A BILL FOR AN ACT RELATING TO CRUISE SHIP WASTE DUMPING."

Introduced by: Senator Fukunaga.

No. 1492 "A BILL FOR AN ACT RELATING TO THE ARTS."

Introduced by: Senators Fukunaga, Ige.

No. 1493 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WILDFIRE PREVENTION AND FIGHTING ON WEST MAUI."

Introduced by: Senators Buen, Matsuura, Kawamoto, Kim, Hanabusa.

No. 1494 "A BILL FOR AN ACT RELATING TO EMPLOYERS WHO SUBSIDIZE TRANSPORTATION EXPENSES."

Introduced by: Senators Buen, Kawamoto, Kanno, Matsuura.

No. 1495 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS FOR INTER-ISLAND MARITIME TRANSPORTATION."

Introduced by: Senator Buen.

No. 1496 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Inouye, by request.

No. 1497 "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND."

Introduced by: Senators Slom, Inouye, Chun, Ige, Hogue.

No. 1498 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN ANTI-SMOKING EDUCATION PROGRAM IN PUBLIC SCHOOLS."

Introduced by: Senator Slom.

No. 1499 "A BILL FOR AN ACT RELATING TO MARITAL DISSOLUTION."

Introduced by: Senator Tam, by request.

No. 1500 "A BILL FOR AN ACT RELATING TO PRESERVING AND MAINTAINING HISTORIC IRWIN MEMORIAL PARK AS A LANDSCAPED STREET-LEVEL OPEN SPACE GATEWAY TO THE HONOLULU WATERFRONT."

Introduced by: Senators Tam, Slom, Ihara, Taniguchi, Ige, Matsuura, English, Fukunaga.

No. 1501 "A BILL FOR AN ACT RELATING TO KAKAOKO COMMUNITY DEVELOPMENT."

Introduced by: Senators Tam, Kokubun, Chun, Kanno, Buen, Ige, Matsuura, Fukunaga.

No. 1502 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."

Introduced by: Senators Tam, Ihara, Slom, Taniguchi.

No. 1503 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FOURTH SENATE DISTRICT."

Introduced by: Senator Hogue.

No. 1504 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senator Hogue.

No. 1505 "A BILL FOR AN ACT RELATING TO CULTURE AND THE ARTS FOUNDATION."

Introduced by: Senator Hogue, by request.

No. 1506 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES."

Introduced by: Senator Inouye.

No. 1507 "A BILL FOR AN ACT RELATING TO RECKLESS ENDANGERING."

Introduced by: Senator Bunda, by request.

No. 1508 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON."

Introduced by: Senator Bunda, by request.

No. 1509 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS."

Introduced by: Senator Bunda, by request.

No. 1510 "A BILL FOR AN ACT RELATING TO GAMBLING."

Introduced by: Senator Bunda, by request.

No. 1511 "A BILL FOR AN ACT RELATING TO SENTENCING."

Introduced by: Senator Bunda, by request.

No. 1512 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senator Bunda, by request.

No. 1513 "A BILL FOR AN ACT RELATING TO BURGLARY."

Introduced by: Senator Bunda, by request.

No. 1514 "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE."

Introduced by: Senator Bunda, by request.

No. 1515 "A BILL FOR AN ACT RELATING TO SENTENCING."

Introduced by: Senator Bunda, by request.

No. 1516 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senator Bunda, by request.

No. 1517 "A BILL FOR AN ACT RELATING TO TRAFFIC OFFENSES."

Introduced by: Senator Bunda, by request.

No. 1518 "A BILL FOR AN ACT RELATING TO SENTENCING."

Introduced by: Senator Bunda, by request.

No. 1519 "A BILL FOR AN ACT RELATING TO DEADLY WEAPONS."

Introduced by: Senator Bunda, by request.

No. 1520 "A BILL FOR AN ACT RELATING TO IDENTIFICATION DOCUMENTS."

Introduced by: Senator Bunda, by request.

No. 1521 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SPECIAL PROSECUTION UNITS AND VICTIM WITNESS PROGRAMS FOR THE COUNTIES."

Introduced by: Senator Bunda, by request.

No. 1522 "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE."

Introduced by: Senator Bunda, by request.

No. 1523 "A BILL FOR AN ACT RELATING TO RESISTING ARREST."

Introduced by: Senator Bunda, by request.

No. 1524 "A BILL FOR AN ACT RELATING TO OBSTRUCTING GOVERNMENT OPERATIONS."

Introduced by: Senator Bunda, by request.

No. 1525 "A BILL FOR AN ACT RELATING TO RIOT."

Introduced by: Senator Bunda, by request.

No. 1526 "A BILL FOR AN ACT RELATING TO DRUGS."

Introduced by: Senator Bunda, by request.

No. 1527 "A BILL FOR AN ACT RELATING TO PROMOTING CHILD ABUSE."

Introduced by: Senator Bunda, by request.

No. 1528 "A BILL FOR AN ACT RELATING TO HARASSMENT."

Introduced by: Senator Bunda, by request.

No. 1529 "A BILL FOR AN ACT RELATING TO DEPENDENT ADULTS."

Introduced by: Senator Bunda, by request.

No. 1530 "A BILL FOR AN ACT RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS."

Introduced by: Senator Bunda, by request.

No. 1531 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."

Introduced by: Senators Matsuura, Buen.

No. 1532 "A BILL FOR AN ACT RELATING TO A DEPARTMENT OF HEALTH AND HUMAN SERVICES."

Introduced by: Senator Matsuura.

No. 1533 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."

Introduced by: Senator Matsuura.

No. 1534 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."

Introduced by: Senator Matsuura.

No. 1535 "A BILL FOR AN ACT RELATING TO HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE."

Introduced by: Senator Matsuura.

No. 1536 "A BILL FOR AN ACT RELATING TO CABLE TELEVISION."

Introduced by: Senators Ihara, Chumbley, English, Ige, Matsunaga, Hogue.

No. 1537 "A BILL FOR AN ACT RELATING TO SPECIAL LICENSE PLATES."

Introduced by: Senators Ihara, English, Inouye, Matsunaga.

No. 1538 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIRST SENATORIAL DISTRICT."

Introduced by: Senator Inouye.

No. 1539 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FOURTH SENATORIAL DISTRICT."

Introduced by: Senator Buen.

No. 1540 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A HONOLULU CITY LIGHTS LOOKOUT."

Introduced by: Senator Fukunaga.

No. 1541 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Hanabusa.

No. 1542 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS."

Introduced by: Senator Ihara.

No. 1543 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 6, OF THE HAWAII CONSTITUTION, TO CHANGE THE

ELIGIBILITY REQUIREMENTS FOR MEMBERSHIP IN THE SENATE OR HOUSE OF REPRESENTATIVES."

Introduced by: Senator Ihara.

No. 1544 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."

Introduced by: Senators Ihara, Kanno, Nakata, Matsuura, Slom, Fukunaga.

No. 1545 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Tam.

No. 1546 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PAPA OLA LOKAHI FOR NATIVE HAWAIIAN HEALTH."

Introduced by: Senators English, Inouye, Chun, Buen, Matsunaga, Matsuura, Kanno, Chumbley, Nakata, Hanabusa, Kokubun, Bunda, Slom, Hogue.

No. 1547 "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES."

Introduced by: Senators English, Chumbley, Chun, Matsunaga, Matsuura, Hogue, Taniguchi.

No. 1548 "A BILL FOR AN ACT RELATING TO DISTRIBUTED ELECTRIC GENERATION."

Introduced by: Senators English, Kanno, Chumbley, Inouye, Matsunaga, Matsuura, Nakata, Hanabusa, Kokubun, Bunda, Hogue.

No. 1549 "A BILL FOR AN ACT RELATING TO INCOME TAX LAW."

Introduced by: Senators English, Chumbley, Inouye, Chun, Buen, Matsunaga, Matsuura, Kanno, Nakata, Hanabusa, Kokubun, Hogue, Bunda, Slom.

No. 1550 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Menor, by request.

No. 1551 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Menor, Chumbley, Kawamoto, Ige, Bunda, Matsuura, Buen, Matsunaga, English, Fukunaga, Taniguchi.

No. 1552 "A BILL FOR AN ACT RELATING TO MEDICAL AND HEALTH INFORMATION PRIVACY."

Introduced by: Senator Menor.

No. 1553 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Menor.

No. 1554 "A BILL FOR AN ACT A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS."

Introduced by: Senator Bunda.

No. 1555 "A BILL FOR AN ACT RELATING TO ACT 316, SESSION LAWS OF HAWAII 1993, AS AMENDED BY ACT 157, SESSION LAWS OF HAWAII 1995."

Introduced by: Senator Bunda.

No. 1556 "A BILL FOR AN ACT RELATING TO ACT 278, SESSION LAWS OF HAWAII 1999."

Introduced by: Senator Bunda.

No. 1557 "A BILL FOR AN ACT RELATING TO GOVERNMENT CONTRACTS."

Introduced by: Senators Bunda, Kawamoto.

No. 1558 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senator Bunda.

No. 1559 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANNING OF AN ALTERNATE ACCESS ROAD FOR THE NORTH SHORE."

Introduced by: Senator Bunda.

No. 1560 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senator Bunda.

No. 1561 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senator Bunda.

No. 1562 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Hogue, by request.

No. 1563 "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION."

Introduced by: Senator Hogue, by request.

No. 1564 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE 17TH SENATORIAL DISTRICT."

Introduced by: Senator Ige.

No. 1565 "A BILL FOR AN ACT RELATING TO SPEED LIMITS."

Introduced by: Senator Ige, by request.

No. 1566 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TWELFTH SENATORIAL DISTRICT."

Introduced by: Senator Fukunaga.

No. 1567 "A BILL FOR AN ACT RELATING TO SCHOOL COMPLEXES."

Introduced by: Senator Kanno.

No. 1568 "A BILL FOR AN ACT RELATING TO

COMPENSATION OF CRIME VICTIMS AND WITNESSES."

Introduced by: Senator Kanno.

No. 1569 "A BILL FOR AN ACT RELATING TO MAKUA VALLEY."

Introduced by: Senator Kanno.

No. 1570 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TWENTIETH SENATORIAL DISTRICT."

Introduced by: Senator Kanno.

No. 1571 "A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT."

Introduced by: Senator Kanno.

No. 1572 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NINETEENTH SENATORIAL DISTRICT."

Introduced by: Senator Kawamoto.

No. 1573 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WAIAWA CORRECTIONAL FACILITY."

Introduced by: Senator Kawamoto.

No. 1574 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Kawamoto.

No. 1575 "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE."

Introduced by: Senator Kawamoto.

No. 1576 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Kawamoto.

No. 1577 "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES."

Introduced by: Senators Sakamoto, Bunda, Fukunaga, Kim, Hanabusa, Menor, English, Chumbley, Kanno, Hogue, Tam, Chun, Slom, Inouye, Ihara, Kawamoto, Matsunaga, Taniguchi, Nakata, Buen, Kokubun, Matsuura, Ige.

No. 1578 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL SCHOOL CLERICAL POSITIONS."

Introduced by: Senator Sakamoto.

No. 1579 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 1580 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 1581 "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER."

Introduced by: Senator Bunda, by request.

No. 1582 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senator Bunda, by request.

No. 1583 "A BILL FOR AN ACT RELATING TO THE PROCESS FOR MANAGED COMPETITION SPECIFIED IN ACT 230, SESSION LAWS OF HAWAII 1998."

Introduced by: Senator Bunda, by request.

No. 1584 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Bunda, by request.

No. 1585 "A BILL FOR AN ACT RELATING TO TEMPORARY INSTRUCTION PERMIT."

Introduced by: Senator Bunda, by request.

No. 1586 "A BILL FOR AN ACT RELATING TO DRIVER LICENSE RENEWAL BY MAIL."

Introduced by: Senator Bunda, by request.

No. 1587 "A BILL FOR AN ACT RELATING TO LODGING OR TENEMENT HOUSES, HOTELS, AND BOARDINGHOUSES."

Introduced by: Senator Bunda, by request.

No. 1588 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senator Bunda, by request.

No. 1589 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES RETIREMENT SYSTEM."

Introduced by: Senator Bunda, by request.

No. 1590 "A BILL FOR AN ACT RELATING TO INSPECTIONS BY THE COUNTY FIRE CHIEF OR THE CHIEF'S DESIGNEES."

Introduced by: Senator Bunda, by request.

No. 1591 "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY FOR COUNTIES."

Introduced by: Senator Bunda, by request.

No. 1592 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY."

Introduced by: Senator Bunda, by request.

No. 1593 "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICE."

Introduced by: Senator Bunda, by request.

No. 1594 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Bunda, by request.

No. 1595 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Bunda, by request.

No. 1596 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HONOLULU POLICE DEPARTMENT."

Introduced by: Senator Bunda, by request.

No. 1597 "A BILL FOR AN ACT RELATING TO SUBPOENAS."

Introduced by: Senator Bunda, by request.

No. 1598 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Bunda, by request.

No. 1599 "A BILL FOR AN ACT RELATING TO PENALTIES AND PROCEDURES ON ARREST."

Introduced by: Senator Bunda, by request.

No. 1600 "A BILL FOR AN ACT RELATING TO ALCOHOL, DRUGS, AND HIGHWAY SAFETY."

Introduced by: Senator Bunda, by request.

No. 1601 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Bunda, by request.

No. 1602 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Bunda, by request.

No. 1603 "A BILL FOR AN ACT RELATING TO ALCOHOL, DRUGS, AND HIGHWAY SAFETY."

Introduced by: Senator Bunda, by request.

No. 1604 "A BILL FOR AN ACT RELATING TO NUISANCE ABATEMENT."

Introduced by: Senator Bunda, by request.

No. 1605 "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE."

Introduced by: Senator Bunda, by request.

No. 1606 "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR."

Introduced by: Senator Bunda, by request.

No. 1607 "A BILL FOR AN ACT RELATING TO BURGLARY IN THE FIRST DEGREE."

Introduced by: Senator Bunda, by request.

No. 1608 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT."

Introduced by: Senator Bunda, by request.

No. 1609 "A BILL FOR AN ACT RELATING TO POSSESSION OF STOLEN PROPERTY."

Introduced by: Senator Bunda, by request.

No. 1610 "A BILL FOR AN ACT RELATING TO DEFACING SERIAL NUMBERS, ETC., OF MOTOR VEHICLES."

Introduced by: Senator Bunda, by request.

No. 1611 "A BILL FOR AN ACT RELATING TO NEGLIGENT HOMICIDE."

Introduced by: Senator Bunda, by request.

No. 1612 "A BILL FOR AN ACT RELATING TO CONTRACT AND PROCUREMENT FRAUD."

Introduced by: Senator Bunda, by request.

No. 1613 "A BILL FOR AN ACT RELATING TO TELEMARKETING."

Introduced by: Senator Bunda, by request.

No. 1614 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS."

Introduced by: Senator Bunda, by request.

No. 1615 "A BILL FOR AN ACT RELATING TO COMPUTER CRIME."

Introduced by: Senator Bunda, by request.

No. 1616 "A BILL FOR AN ACT RELATING TO HONOLULU POLICE OFFICERS."

Introduced by: Senator Bunda, by request.

No. 1617 "A BILL FOR AN ACT RELATING TO PEACE OFFICERS' ANIMALS."

Introduced by: Senator Bunda, by request.

No. 1618 "A BILL FOR AN ACT RELATING TO REGISTRATION OF SEX OFFENDERS."

Introduced by: Senator Bunda, by request.

No. 1619 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Bunda, by request.

No. 1620 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Bunda, by request.

No. 1621 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Bunda, by request.

No. 1622 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Bunda, by request.

No. 1623 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Bunda, by request.

No. 1624 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senator Bunda, by request.

No. 1625 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Bunda, by request.

No. 1626 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda.

No. 1627 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda.

No. 1628 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda.

No. 1629 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda.

No. 1630 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda.

No. 1631 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda.

No. 1632 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Bunda.

No. 1633 "A BILL FOR AN ACT RELATING TO BINGO."

Introduced by: Senator Bunda, by request.

No. 1634 "A BILL FOR AN ACT RELATING TO FISHERIES."

Introduced by: Senator Bunda, by request.

No. 1635 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Bunda, by request.

No. 1636 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INTERACTIVE LEARNING."

Introduced by: Senator Bunda, by request.

No. 1637 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senator Bunda, by request.

No. 1638 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senator Bunda, by request.

No. 1639 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senator Bunda, by request.

No. 1640 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE BENEFITS."

Introduced by: Senator Bunda, by request.

ADJOURNMENT

At 5:00 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Monday, January 29, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

EIGHTH DAY

Monday, January 29, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:34 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Major Warren Dabis, Salvation Army, Kauluwela Mission Corps, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga and Menor who were excused.

The President announced that he had read and approved the Journal of the Seventh Day.

ORDER OF THE DAY

THIRD READING

S.B. No. 890, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 890, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN;" having been read throughout passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Fukunaga, Menor, Tam).

At 11:38 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:39 o'clock a.m.

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 5 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 52 Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing

No. 98 Committee on Judiciary, then to the Committee on Ways and Means

No. 100 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 105 Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 107 Jointly to the Committee on Hawaiian Affairs, the Committee on Judiciary and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 113 Committee on Judiciary, then to the Committee on Ways and Means

No. 115 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 116 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 120 Committee on Judiciary, then to the Committee on Ways and Means

No. 131 Committee on Judiciary, then to the Committee on Ways and Means

No. 154 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 187 Committee on Judiciary, then to the Committee on Ways and Means

No. 198 Committee on Judiciary, then to the Committee on Ways and Means

No. 244 Jointly to the Committee on Health and Human Services, the Committee on Commerce, Consumer Protection and Housing and the Committee on Labor, then to the Committee on Ways and Means

No. 245 Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 266 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 310 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations

No. 366 Committee on Water, Land, Energy, and Environment

No. 453 Committee on Judiciary, then to the Committee on Ways and Means

No. 503 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 572 Committee on Judiciary, then to the Committee on Ways and Means

No. 586 Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 605 Committee on Agriculture, then to the Committee on Judiciary

No. 622 Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment,

then jointly to the Committee on Judiciary and the Committee on Ways and Means

No. 638 Committee on Agriculture, then to the Committee on Ways and Means

No. 657 Committee on Ways and Means

No. 658 Committee on Ways and Means

No. 692 Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 704 Committee on Judiciary, then to the Committee on Ways and Means

No. 880 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 881 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Ways and Means

No. 913 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 970 Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

ADJOURNMENT

At 11:40 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, January 30, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

NINTH DAY

Tuesday, January 30, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:36 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Mark Alexander, Pastor, Sacred Hearts Parish, after which the Roll was called showing all Senators present with the exception of Senator Fukunaga who was excused.

The President announced that he had read and approved the Journal of the Eighth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 119, submitting for consideration and confirmation as Administrator, State Procurement Office, the nomination of CHARLES M. KATSUYOSHI, term to expire June 30, 2002, was read by the Clerk and was referred to the Committee on Transportation, Military Affairs, and Government Operations.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Tuesday, January 23, 2001, and Thursday, January 25, 2001:

Senate Bill Referred to:

No. 1144 Committee on Labor, then to the Committee on Ways and Means

No. 1145 Committee on Labor, then to the Committee on Ways and Means

No. 1146 Committee on Labor, then to the Committee on Ways and Means

No. 1147 Committee on Labor, then to the Committee on Ways and Means

No. 1148 Committee on Labor, then to the Committee on Judiciary

No. 1149 Committee on Labor, then to the Committee on Judiciary

No. 1150 Committee on Labor, then to the Committee on Judiciary

No. 1151 Committee on Labor, then to the Committee on Ways and Means

No. 1152 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1153 Committee on Health and Human Services, then to the Committee on Judiciary

No. 1154 Committee on Health and Human Services, then to the Committee on Judiciary

No. 1155 Committee on Labor, then to the Committee on Judiciary

No. 1156 Committee on Labor, then to the Committee on Ways and Means

No. 1157 Committee on Labor

No. 1158 Committee on Economic Development and Technology, then to the Committee on Judiciary

No. 1159 Jointly to the Committee on Water, Land, Energy, and Environment, the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1160 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 1161 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 1162 Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations

No. 1163 Committee on Water, Land, Energy, and Environment

No. 1164 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 1165 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 1166 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Judiciary

No. 1167 Committee on Water, Land, Energy, and Environment

No. 1168 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 1169 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1170 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Economic Development and Technology

No. 1171 Committee on Transportation, Military Affairs, and Government Operations

No. 1172 Committee on Economic Development and Technology

No. 1173 Committee on Water, Land, Energy, and Environment

No. 1174 Committee on Health and Human Services, then to the Committee on Judiciary

No. 1175	Committee on Health and Human Services	No. 1200	Committee on Transportation, Military Affairs, and Government Operations
No. 1176	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 1201	Committee on Transportation, Military Affairs, and Government Operations
No. 1177	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1202	Committee on Transportation, Military Affairs, and Government Operations
No. 1178	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1203	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Water, Land, Energy, and Environment
No. 1179	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1204	Committee on Transportation, Military Affairs, and Government Operations
No. 1180	Committee on Ways and Means	No. 1205	Committee on Education, then to the Committee on Ways and Means
No. 1181	Committee on Judiciary, then to the Committee on Ways and Means	No. 1206	Committee on Education, then to the Committee on Ways and Means
No. 1182	Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means	No. 1207	Jointly to the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means
No. 1183	Committee on Judiciary, then to the Committee on Ways and Means	No. 1208	Committee on Education, then to the Committee on Judiciary
No. 1184	Committee on Judiciary, then to the Committee on Ways and Means	No. 1209	Committee on Ways and Means
No. 1185	Committee on Judiciary	No. 1210	Committee on Education, then to the Committee on Ways and Means
No. 1186	Committee on Judiciary, then to the Committee on Ways and Means	No. 1211	Committee on Education, then to the Committee on Ways and Means
No. 1187	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 1212	Committee on Education, then to the Committee on Ways and Means
No. 1188	Committee on Judiciary	No. 1213	Committee on Education, then to the Committee on Ways and Means
No. 1189	Committee on Ways and Means	No. 1214	Committee on Education, then to the Committee on Ways and Means
No. 1190	Committee on Ways and Means	No. 1215	Committee on Education, then to the Committee on Ways and Means
No. 1191	Committee on Ways and Means	No. 1216	Committee on Education, then to the Committee on Ways and Means
No. 1192	Committee on Ways and Means	No. 1217	Committee on Labor, then to the Committee on Ways and Means
No. 1193	Committee on Ways and Means	No. 1218	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1194	Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 1219	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1195	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, then to the Committee on Ways and Means	No. 1220	Committee on Education, then to the Committee on Ways and Means
No. 1196	Committee on Ways and Means	No. 1221	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1197	Committee on Economic Development and Technology, then to the Committee on Ways and Means		
No. 1198	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means		
No. 1199	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means		

No. 1222	Committee on Health and Human Services, then to the Committee on Labor, then to the Committee on Ways and Means	No. 1243	Committee on Education, then to the Committee on Labor
No. 1223	Committee on Hawaiian Affairs, then to the Committee on Ways and Means	No. 1244	Jointly to the Committee on Economic Development and Technology, the Committee on Tourism and Intergovernmental Affairs, the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 1224	Committee on Education, then to the Committee on Ways and Means	No. 1245	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 1225	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1246	Committee on Ways and Means
No. 1226	Committee on Agriculture, then to the Committee on Ways and Means	No. 1247	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 1227	Jointly to the Committee on Agriculture and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means	No. 1248	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1228	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 1249	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 1229	Committee on Judiciary	No. 1250	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 1230	Committee on Education, then to the Committee on Ways and Means	No. 1251	Jointly to the Committee on Health and Human Services and the Committee on Labor, then to the Committee on Ways and Means
No. 1231	Jointly to the Committee on Health and Human Services, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 1252	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Labor
No. 1232	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 1253	Committee on Ways and Means
No. 1233	Committee on Ways and Means	No. 1254	Committee on Education, then to the Committee on Ways and Means
No. 1234	Committee on Ways and Means	No. 1255	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
No. 1235	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 1256	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1236	Committee on Education, then to the Committee on Ways and Means	No. 1257	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1237	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 1258	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 1238	Committee on Agriculture, then to the Committee on Ways and Means	No. 1259	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 1239	Committee on Health and Human Services	No. 1260	Committee on Water, Land, Energy, and Environment, then to the Committee on Tourism and Intergovernmental Affairs
No. 1240	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1261	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing
No. 1241	Committee on Labor, then to the Committee on Transportation, Military Affairs, and Government Operations		
No. 1242	Committee on Labor, then to the Committee on Ways and Means		

No. 1262	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1280	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Water, Land, Energy, and Environment
No. 1263	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing	No. 1281	Committee on Agriculture, then to the Committee on Ways and Means
No. 1264	Committee on Agriculture, then to the Committee on Ways and Means	No. 1282	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 1265	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1283	Committee on Education, then to the Committee on Ways and Means
No. 1266	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 1284	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 1267	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 1285	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 1268	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 1286	Committee on Labor, then to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 1269	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1287	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor
No. 1270	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 1288	Committee on Health and Human Services, then to the Committee on Judiciary
No. 1271	Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 1289	Committee on Health and Human Services
No. 1272	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1290	Jointly to the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means
No. 1273	Committee on Judiciary, then to the Committee on Ways and Means	No. 1291	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1274	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing	No. 1292	Committee on Education, then to the Committee on Ways and Means
No. 1275	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1293	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1276	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary	No. 1294	Committee on Ways and Means
No. 1277	Jointly to the Committee on Agriculture and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 1295	Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means
No. 1278	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1296	Committee on Judiciary, then to the Committee on Ways and Means
No. 1279	Jointly to the Committee on Agriculture, the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs	No. 1297	Committee on Ways and Means
		No. 1298	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
		No. 1299	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Tourism and Intergovernmental Affairs
		No. 1300	Committee on Agriculture, then to the Committee on Ways and Means

No. 1301	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1323	Committee on Health and Human Services
No. 1302	Committee on Ways and Means	No. 1324	Committee on Commerce, Consumer Protection and Housing
No. 1303	Jointly to the Committee on Education and the Committee on Health and Human Services	No. 1325	Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1304	Committee on Education, then to the Committee on Ways and Means	No. 1326	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1305	Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1327	Committee on Commerce, Consumer Protection and Housing
No. 1306	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1328	Committee on Ways and Means
No. 1307	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 1329	Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 1308	Committee on Education, then to the Committee on Ways and Means	No. 1330	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 1309	Committee on Transportation, Military Affairs, and Government Operations	No. 1331	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1310	Committee on Economic Development and Technology, then to the Committee on Commerce, Consumer Protection and Housing	No. 1332	Committee on Commerce, Consumer Protection and Housing
No. 1311	Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 1333	Committee on Commerce, Consumer Protection and Housing
No. 1312	Committee on Economic Development and Technology, then to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1334	Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 1313	Committee on Ways and Means	No. 1335	Committee on Commerce, Consumer Protection and Housing
No. 1314	Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 1336	Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment
No. 1315	Committee on Education, then to the Committee on Ways and Means	No. 1337	Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
No. 1316	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 1338	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1317	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1339	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 1318	Committee on Labor, then to the Committee on Judiciary	No. 1340	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
No. 1319	Committee on Commerce, Consumer Protection and Housing	No. 1341	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 1320	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary		
No. 1321	Committee on Judiciary		
No. 1322	Committee on Judiciary, then to the Committee on Ways and Means		

No. 1342 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

No. 1343 Committee on Commerce, Consumer Protection and Housing

No. 1344 Committee on Education, then to the Committee on Ways and Means

No. 1345 Committee on Ways and Means

No. 1346 Committee on Agriculture

No. 1347 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education

No. 1348 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1349 Committee on Commerce, Consumer Protection and Housing

No. 1350 Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 1351 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1352 Committee on Labor, then to the Committee on Ways and Means

No. 1353 Committee on Agriculture

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions offered on Thursday, January 25, 2001:

Senate
Concurrent
Resolution Referred to:

No. 5 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 6 Committee on Education

No. 7 Committee on Health and Human Services

No. 8 Committee on Judiciary

No. 9 Committee on Education

No. 10 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions offered on Thursday, January 25, 2001:

Senate
Resolution Referred to:

No. 3 Committee on Education

No. 4 Committee on Health and Human Services

No. 5 Committee on Judiciary

No. 6 Committee on Education

No. 7 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 189 Jointly to the Committee on Water, Land, Energy, and Environment, the Committee on Agriculture and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 258 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 441 Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Ways and Means

No. 446 Committee on Labor, then to the Committee on Ways and Means

No. 450 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Labor and the Committee on Judiciary, then to the Committee on Ways and Means

No. 552 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 573 Committee on Labor, then to the Committee on Ways and Means

No. 574 Committee on Labor, then to the Committee on Ways and Means

No. 575 Committee on Labor, then to the Committee on Ways and Means

No. 576 Committee on Labor, then to the Committee on Ways and Means

No. 577 Committee on Labor, then to the Committee on Ways and Means

No. 712 Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 778 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and

Intergovernmental Affairs, then to the Committee on Ways and Means

No. 779 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 987 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1005 Committee on Labor, then to the Committee on Ways and Means

No. 1010 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment

Senator Hemmings rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“In my previous incarnation as a member of the Legislature in the other Chamber, I took great pride in being the Legislator who introduced the least amount of bills, having subscribed to the philosophy that the government that needs to govern the least, governs the best. I lament having to make a confession here today on the floor of this august body that I had staff research this very important subject – the least amount of bills introduced as a primary introducer. This year I will have to relinquish the title to Senator Mercado Kim. I just thought this body should know that.”

ADJOURNMENT

At 11:43 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, January 31, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TENTH DAY

Wednesday, January 31, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:43 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Bill Stonebraker, Senior Pastor, Calvary Chapel of Honolulu, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga, Matsuura and Menor who were excused.

The President announced that he had read and approved the Journal of the Ninth Day.

Senator Sakamoto introduced the following representatives from the Army ROTC program at the University of Hawaii: Lieutenant General Allen Ono, Retired; Brigadier General Ed Hirata, Retired; Colonel Ed Gayagas, Retired; Dr. Patrick Naughton; Lieutenant Colonel Bob Takao; and Cadet Lieutenant Colonel Matt Sun.

At 11:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:58 o'clock a.m.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Thursday, January 25, 2001, and Friday, January 26, 2001:

Senate Bill Referred to:

No. 1354 Committee on Judiciary

No. 1355 Jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations

No. 1356 Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 1357 Committee on Labor, then to the Committee on Judiciary

No. 1358 Committee on Commerce, Consumer Protection and Housing

No. 1359 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1360 Committee on Education, then to the Committee on Ways and Means

No. 1361 Committee on Education, then to the Committee on Ways and Means

No. 1362 Committee on Education, then to the Committee on Ways and Means

No. 1363 Committee on Labor, then to the Committee on Ways and Means

No. 1364 Committee on Education, then to the Committee on Ways and Means

No. 1365 Committee on Judiciary, then to the Committee on Ways and Means

No. 1366 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1367 Committee on Judiciary

No. 1368 Committee on Education, then to the Committee on Judiciary

No. 1369 Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means

No. 1370 Committee on Labor, then to the Committee on Ways and Means

No. 1371 Committee on Agriculture, then to the Committee on Ways and Means

No. 1372 Committee on Agriculture

No. 1373 Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 1374 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1375 Jointly to the Committee on Health and Human Services, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 1376 Committee on Education, then to the Committee on Ways and Means

No. 1377 Jointly to the Committee on Labor and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1378 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1379 Committee on Labor, then to the Committee on Ways and Means

No. 1380 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Water, Land, Energy, and Environment

No. 1381 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 1382 Committee on Labor, then to the Committee on Ways and Means

No. 1383 Committee on Transportation, Military Affairs, and Government Operations

No. 1384 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 1385 Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means

No. 1386 Committee on Ways and Means

No. 1387 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 1388 Committee on Labor, then to the Committee on Ways and Means

No. 1389 Committee on Transportation, Military Affairs, and Government Operations

No. 1390 Committee on Hawaiian Affairs and the Committee on Health and Human Services

No. 1391 Committee on Labor

No. 1392 Committee on Labor

No. 1393 Committee on Transportation, Military Affairs, and Government Operations

No. 1394 Committee on Agriculture

No. 1395 Committee on Agriculture

No. 1396 Committee on Commerce, Consumer Protection and Housing

No. 1397 Committee on Transportation, Military Affairs, and Government Operations

No. 1398 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1399 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1400 Committee on Agriculture, then to the Committee on Ways and Means

No. 1401 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 1402 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1403 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1404 Jointly to the Committee on Education and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1405 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1406 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1407 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary

No. 1408 Jointly to the Committee on Agriculture and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1409 Committee on Ways and Means

No. 1410 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 1411 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 1412 Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 1413 Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means

No. 1414 Committee on Judiciary, then to the Committee on Ways and Means

No. 1415 Committee on Judiciary, then to the Committee on Ways and Means

No. 1416 Committee on Labor, then to the Committee on Ways and Means

No. 1417 Committee on Labor, then to the Committee on Ways and Means

No. 1418 Committee on Labor, then to the Committee on Ways and Means

No. 1419 Committee on Judiciary

No. 1420 Committee on Health and Human Services

No. 1421 Committee on Education, then to the Committee on Ways and Means

No. 1422 Committee on Education, then to the Committee on Judiciary

No. 1423 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 1424 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 1425 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations

No. 1426	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary		and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 1427	Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations	No. 1444	Committee on Hawaiian Affairs
No. 1428	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1445	Committee on Hawaiian Affairs
No. 1429	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary	No. 1446	Committee on Labor, then to the Committee on Ways and Means
No. 1430	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary	No. 1447	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
No. 1431	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary	No. 1448	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs
No. 1432	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary	No. 1449	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 1433	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1450	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means
No. 1434	Committee on Ways and Means	No. 1451	Committee on Judiciary, then to the Committee on Ways and Means
No. 1435	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 1452	Committee on Judiciary
No. 1436	Committee on Labor, then to the Committee on Ways and Means	No. 1453	Committee on Transportation, Military Affairs, and Government Operations
No. 1437	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1454	Committee on Judiciary
No. 1438	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 1455	Committee on Health and Human Services, then to the Committee on Judiciary
No. 1439	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means	No. 1456	Committee on Judiciary
No. 1440	Committee on Hawaiian Affairs, then to the Committee on Ways and Means	No. 1457	Committee on Judiciary
No. 1441	Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1458	Committee on Judiciary, then to the Committee on Ways and Means
No. 1442	Committee on Hawaiian Affairs, then to the Committee on Ways and Means	No. 1459	Committee on Judiciary
No. 1443	Jointly to the Committee on Transportation, Military Affairs, and Government Operations	No. 1460	Committee on Judiciary, then to the Committee on Ways and Means
		No. 1461	Committee on Health and Human Services, then to the Committee on Judiciary
		No. 1462	Committee on Judiciary
		No. 1463	Committee on Health and Human Services, then to the Committee on Judiciary
		No. 1464	Committee on Health and Human Services, then to the Committee on Judiciary
		No. 1465	Committee on Health and Human Services, then to the Committee on Judiciary
		No. 1466	Committee on Judiciary

No. 1467	Jointly to the Committee on Hawaiian Affairs and the Committee on Judiciary, then to the Committee on Ways and Means	No. 1490	Jointly to the Committee on Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means
No. 1468	Committee on Ways and Means	No. 1491	Committee on Transportation, Military Affairs, and Government Operations
No. 1469	Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1492	Committee on Education, then to the Committee on Ways and Means
No. 1470	Committee on Labor, then to the Committee on Ways and Means	No. 1493	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 1471	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 1494	Jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 1472	Committee on Ways and Means	No. 1495	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 1473	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1496	Jointly to the Committee on Agriculture and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 1474	Committee on Ways and Means	No. 1497	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1475	Committee on Transportation, Military Affairs, and Government Operations	No. 1498	Committee on Education, then to the Committee on Ways and Means
No. 1476	Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means	No. 1499	Committee on Judiciary
No. 1477	Committee on Judiciary	No. 1500	Jointly to the Committee on Economic Development and Technology, the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 1478	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 1501	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1479	Committee on Education, then to the Committee on Judiciary	No. 1502	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 1480	Committee on Education, then to the Committee on Ways and Means	No. 1503	Committee on Ways and Means
No. 1481	Committee on Ways and Means	No. 1504	Committee on Judiciary, then to the Committee on Ways and Means
No. 1482	Committee on Education, then to the Committee on Ways and Means	No. 1505	Committee on Education, then to the Committee on Ways and Means
No. 1483	Committee on Ways and Means	No. 1506	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 1484	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1507	Committee on Judiciary
No. 1485	Committee on Transportation, Military Affairs, and Government Operations	No. 1508	Committee on Judiciary
No. 1486	Committee on Labor, then to the Committee on Ways and Means	No. 1509	Committee on Judiciary
No. 1487	Committee on Tourism and Intergovernmental Affairs	No. 1510	Committee on Judiciary
No. 1488	Jointly to the Committee on Hawaiian Affairs and the Committee on Judiciary, then to the Committee on Ways and Means		
No. 1489	Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means		

No. 1511	Committee on Judiciary	No. 1536	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1512	Committee on Judiciary	No. 1537	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 1513	Committee on Judiciary	No. 1538	Committee on Ways and Means
No. 1514	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1539	Committee on Ways and Means
No. 1515	Committee on Judiciary	No. 1540	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 1516	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1541	Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations
No. 1517	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1542	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 1518	Committee on Judiciary	No. 1543	Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations
No. 1519	Committee on Judiciary	No. 1544	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means
No. 1520	Committee on Judiciary	No. 1545	Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary
No. 1521	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means	No. 1546	Committee on Hawaiian Affairs, then to the Committee on Ways and Means
No. 1522	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1547	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 1523	Committee on Judiciary	No. 1548	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing
No. 1524	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1549	Committee on Ways and Means
No. 1525	Committee on Judiciary	No. 1550	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 1526	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1551	Committee on Ways and Means
No. 1527	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1552	Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 1528	Committee on Judiciary	No. 1553	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means
No. 1529	Committee on Health and Human Services, then to the Committee on Judiciary	No. 1554	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 1530	Committee on Judiciary, then to the Committee on Ways and Means		
No. 1531	Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment		
No. 1532	Committee on Health and Human Services, then to the Committee on Ways and Means		
No. 1533	Committee on Health and Human Services, then to the Committee on Ways and Means		
No. 1534	Committee on Health and Human Services, then to the Committee on Ways and Means		
No. 1535	Committee on Health and Human Services, then to the Committee on Ways and Means		

No. 1555	Committee on Judiciary	No. 1578	Committee on Education, then to the Committee on Ways and Means
No. 1556	Committee on Judiciary, then to the Committee on Ways and Means	No. 1579	Committee on Education, then to the Committee on Ways and Means
No. 1557	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education	No. 1580	Jointly to the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means
No. 1558	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 1581	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs
No. 1559	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1582	Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 1560	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1583	Jointly to the Committee on Labor, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 1561	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1584	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 1562	Committee on Agriculture, then to the Committee on Judiciary	No. 1585	Committee on Transportation, Military Affairs, and Government Operations
No. 1563	Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations	No. 1586	Committee on Transportation, Military Affairs, and Government Operations
No. 1564	Committee on Ways and Means	No. 1587	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 1565	Committee on Transportation, Military Affairs, and Government Operations	No. 1588	Committee on Labor, then to the Committee on Ways and Means
No. 1566	Committee on Ways and Means	No. 1589	Committee on Labor
No. 1567	Committee on Education, then to the Committee on Ways and Means	No. 1590	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations
No. 1568	Committee on Judiciary, then to the Committee on Ways and Means	No. 1591	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
No. 1569	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means	No. 1592	Jointly to the Committee on Tourism and Intergovernmental Affairs, the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Judiciary
No. 1570	Committee on Ways and Means	No. 1593	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs
No. 1571	Committee on Judiciary	No. 1594	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 1572	Committee on Ways and Means	No. 1595	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 1573	Committee on Judiciary, then to the Committee on Ways and Means		
No. 1574	Committee on Education, then to the Committee on Ways and Means		
No. 1575	Committee on Transportation, Military Affairs, and Government Operations		
No. 1576	Committee on Health and Human Services, then to the Committee on Ways and Means		
No. 1577	Committee on Education, then to the Committee on Ways and Means		

No. 1596	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means	Committee on Judiciary, then to the Committee on Ways and Means	
No. 1597	Committee on Judiciary, then to the Committee on Ways and Means	No. 1617	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 1598	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 1618	Committee on Judiciary
No. 1599	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means	No. 1619	Committee on Judiciary
No. 1600	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1620	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Commerce, Consumer Protection and Housing
No. 1601	Committee on Judiciary	No. 1621	Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations
No. 1602	Committee on Judiciary	No. 1622	Committee on Judiciary
No. 1603	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1623	Committee on Judiciary
No. 1604	Committee on Judiciary	No. 1624	Committee on Transportation, Military Affairs, and Government Operations
No. 1605	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1625	Committee on Judiciary
No. 1606	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means	No. 1626	Committee on Labor, then to the Committee on Ways and Means
No. 1607	Committee on Judiciary	No. 1627	Committee on Labor, then to the Committee on Ways and Means
No. 1608	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1628	Committee on Labor, then to the Committee on Ways and Means
No. 1609	Committee on Judiciary	No. 1629	Committee on Labor, then to the Committee on Ways and Means
No. 1610	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1630	Committee on Labor, then to the Committee on Ways and Means
No. 1611	Committee on Judiciary	No. 1631	Committee on Labor, then to the Committee on Ways and Means
No. 1612	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 1632	Committee on Labor, then to the Committee on Ways and Means
No. 1613	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary	No. 1633	Jointly to the Committee on Health and Human Services, the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 1614	Committee on Judiciary	No. 1634	Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment
No. 1615	Committee on Economic Development and Technology, then to the Committee on Judiciary	No. 1635	Committee on Labor, then to the Committee on Ways and Means
No. 1616	Jointly to the Committee on Labor, the Committee on Tourism and Intergovernmental Affairs and the	No. 1636	Committee on Education, then to the Committee on Ways and Means
		No. 1637	Committee on Labor, then to the Committee on Ways and Means
		No. 1638	Jointly to the Committee on Labor and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1639 Jointly to the Committee on Labor and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1640 Jointly to the Committee on Labor and the Committee on Health and Human Services, then to the Committee on Ways and Means

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 17 Jointly to the Committee on Health and Human Services, the Committee on Water, Land, Energy, and Environment and the Committee on Education, then to the Committee on Ways and Means

No. 37 Jointly to the Committee on Health and Human Services, the Committee on Water, Land, Energy, and Environment and the Committee on Education, then to the Committee on Ways and Means

No. 75 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 77 Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary

No. 79 Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary

No. 80 Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 128 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 195 Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary

No. 196 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 246 Committee on Labor, then to the Committee on Ways and Means

No. 265 Jointly to the Committee on Health and Human Services, the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, then to the Committee on Ways and Means

No. 465 Jointly to the Committee on Labor, the Committee on Commerce, Consumer Protection and Housing

and the Committee on Judiciary, then to the Committee on Ways and Means

No. 468 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means

No. 481 Jointly to the Committee on Economic Development and Technology, the Committee on Water, Land, Energy, and Environment and the Committee on Judiciary, then to the Committee on Ways and Means

No. 497 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 501 Jointly to the Committee on Labor, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 504 Jointly to the Committee on Health and Human Services, the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means

No. 509 Jointly to the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means

No. 515 Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means

No. 518 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 526 Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means

No. 532 Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means

No. 533 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means

No. 535 Committee on Education, then to the Committee on Judiciary, then to the Committee on Ways and Means

No. 584 Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means

No. 591 Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 606 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Ways and Means

No. 622 Jointly to the Committee on Agriculture, the Committee on Water, Land, Energy, and Environment and the Committee on Judiciary, then to the Committee on Ways and Means

No. 645 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary, then to the Committee on Ways and Means

No. 680 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 703 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 707 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 718 Committee on Judiciary

No. 721 Jointly to the Committee on Judiciary and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 732 Jointly to the Committee on Health and Human Services, the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means

No. 829 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations

No. 837 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, then to the Committee on Ways and Means

No. 893 Jointly to the Committee on Labor, the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means

No. 894 Jointly to the Committee on Agriculture, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 914 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 916 Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary

No. 917 Jointly to the Committee on Health and Human Services, the Committee on Economic Development and Technology, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary, then to the Committee on Ways and Means

No. 926 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 933 Jointly to the Committee on Labor and the Committee on Judiciary, then to the Committee on Ways and Means

No. 951 Committee on Judiciary

No. 957 Jointly to the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means

No. 1010 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1013 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 1016 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1018 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1060 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1070 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1073 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, then to the Committee on Ways and Means

No. 1098 Committee on Education, then to the Committee on Ways and Means

No. 1289 Jointly to the Committee on Health and Human Services and the Committee on Water, Land, Energy, and Environment

ADJOURNMENT

At 12:00 o'clock noon, on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 1, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

ELEVENTH DAY

Thursday, February 1, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Jonathan Chun, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga, Ihara and Matsuura who were excused.

The President announced that he had read and approved the Journal of the Tenth Day.

At this time, the following introductions were made to the members of the Senate:

Senator Buen, on behalf of Senator Matsuura, introduced the following individuals representing the sponsors of Drug-Free Hawaii Awareness Month: Cliff Cisco, Senior Vice President of HMSA; Kendyl Ko, Educational Specialist from the Department of Education; Alan Shin, Director of Drug-Free Hawaii; and Tai Okamura, President of Landmark Entertainment.

Senator Nakata, on behalf of President Bunda and himself, congratulated the Kahuku High School Red Raiders Football Team on capturing the title of State Champions for 2000 and introduced the following individuals: Lisa DeLong, Principal; Hartwell LeeLoy, Athletic Director; Siuaki Livai, Head Coach; and Co-Captains Christopher Kemoeatu and Aaron Francisco.

At 11:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:02 o'clock p.m.

STANDING COMMITTEE REPORT

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2) recommending that S.B. No. 176 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 176, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 3) recommending that the Senate advise and consent to the nomination of BRIAN K. MINAAI as Director of Transportation, in accordance with Gov. Msg. No. 118.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3 and Gov. Msg. No. 118 was deferred until Friday, February 2, 2001.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 4) recommending that S.B. No. 249 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 249, entitled: "A BILL FOR AN ACT RELATING TO PART-TIME EMPLOYEES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 61	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 102	Committee on Judiciary
No. 106	Committee on Judiciary, then to the Committee on Ways and Means
No. 181	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Health and Human Services, then to the Committee on Judiciary, then to the Committee on Ways and Means
No. 208	Committee on Judiciary, then to the Committee on Ways and Means
No. 263	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 308	Committee on Water, Land, Energy, and Environment
No. 310	Committee on Economic Development and Technology
No. 440	Committee on Judiciary, then to the Committee on Ways and Means
No. 450	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, then to the Committee on Ways and Means
No. 454	Committee on Judiciary
No. 455	Committee on Judiciary
No. 492	Committee on Judiciary
No. 595	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 616	Jointly to the Committee on Transportation, Military Affairs, and Government Operations

and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary		No. 835	Committee on Judiciary
No. 617	Committee on Judiciary	No. 870	Committee on Judiciary
No. 618	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 909	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 627	Committee on Judiciary	No. 948	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 650	Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary, then to the Committee on Ways and Means	No. 978	Jointly to the Committee on Water, Land, Energy, and Environment, the Committee on Health and Human Services and the Committee on Education, then to the Committee on Ways and Means
No. 663	Jointly to the Committee on Economic Development and Technology, the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1028	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 664	Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 1030	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 688	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing	No. 1033	Jointly to the Committee on Water, Land, Energy, and Environment, the Committee on Economic Development and Technology and the Committee on Education, then to the Committee on Ways and Means
No. 689	Jointly to the Committee on Economic Development and Technology, the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1057	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 691	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1068	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 734	Jointly to the Committee on Judiciary and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means	No. 1089	Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means
No. 768	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 1095	Jointly to the Committee on Labor and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 792	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1136	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 794	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 1140	Jointly to the Committee on Health and Human Services and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 832	Committee on Judiciary, then to the Committee on Ways and Means	No. 1159	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 833	Committee on Judiciary	No. 1188	Committee on Judiciary, then to the Committee on Ways and Means
No. 834	Committee on Judiciary, then to the Committee on Ways and Means	No. 1280	Committee on Economic Development and Technology

No. 1309 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1312 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1327 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1342 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

No. 1398 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

Senator Sakamoto, for the Committee on Education, requested a waiver pursuant to Senate Rule 20 for S.B. Nos. 201 and 1577, and the Chair granted the waiver.

ADJOURNMENT

At 12:05 o'clock p.m., on motion by Senator English, seconded by Senator Slom and carried, the Senate adjourned until 12:30 o'clock p.m., Friday, February 2, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWELFTH DAY

Friday, February 2, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 12:45 o'clock p.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Claudia Wong, C.S.J., Sisters of St. Joseph, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga, Matsunaga, Matsuura and Menor who were excused.

The President announced that he had read and approved the Journal of the Eleventh Day.

HOUSE COMMUNICATION

Hse. Com. No. 4, transmitting a letter informing the Senate that S.B. No. 890, S.D. 1, H.D. 1, was filed in the House Clerk's Office at 10:02 o'clock a.m. on January 31, 2001, was read by the Clerk and was placed on file.

There being no objections, the Senate took the following actions out of order from the sequence printed on the Order of the Day:

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 5) recommending that S.B. No. 535 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 535, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 6) recommending that S.B. No. 174 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 174, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3 (Gov. Msg. No. 118):

Senator Kawamoto moved that Stand. Com. Rep. No. 3 be received and placed on file, seconded by Senator Buen and carried.

Senator Kawamoto then moved that the Senate advise and consent to the nomination of BRIAN K. MINAAI as Director of Transportation, term to expire December 2, 2002, seconded by Senator Buen.

Senator Kawamoto rose in support of the nomination and said:

"Mr. President, first of all I'd like to introduce Cheryl Minaai, wife of the nominee, and Julie Ann Minaai, his daughter. (Both rose to be recognized.)

"Mr. President, your Committee on Transportation, Military Affairs, and Government Operations received testimony from over 90 individuals in support of Mr. Minaai's nomination. There was no testimony submitted in opposition.

"Your Committee finds that the nominee will work with compassion and commitment in heading the Department of Transportation. As Deputy Director of Transportation, the nominee demonstrated the ability to lead and to carry out the responsibilities of that office. Your Committee finds that the nominee has been appointed based upon his credentials, integrity, and a desire to make Hawaii better through his participation as Director of Transportation.

"On a personal basis, I was fortunate enough to work with Mr. Minaai when he was Chief of Staff on the Senate Ways and Means Committee. Even back then, he impressed me with his work ethics, dedication and professionalism.

"After full consideration of Mr. Minaai's background, character, experience, and qualifications, your Committee has found the nominee to be qualified for the position of Director of Transportation and recommends that the Senate advise and consent to the nomination. I urge all my colleagues to vote 'aye' on this nominee.

"Thank you."

Senator Hemmings rose to support the nominee as follows:

"Mr. President, I rise to speak in favor of the nomination.

"Mr. President, I did some very extensive polling of every individual in the Republican Caucus and I can tell you most assuredly that the support for Mr. Minaai is unanimous. But I do want to add a note of special interest to those who represent the republican ideology here at the Legislature. Over 90 people testified in his favor, in fact, I think he got everybody down here but his wife for the testimony. Senator Kawamoto ran a very excellent Committee hearing and expeditiously got through the 90 testifiers.

"A particular note, Mr. President, was the fact that the majority of the testifiers were from the private sector and many of them flew in from the mainland to testify on behalf of his nomination. I think that's great testimony to the leadership of this man, but also to the fact that he is a man in government who can pull in private sector people to support his efforts. We know that good government is going to take more private sector partnership with good working people in government and Mr. Minaai is the man. Therefore, I can tell you that your Minority Caucus wholeheartedly supports his nomination.

"Thank you, Mr. President."

Senator Chun also rose in support of the nominee and said:

"Mr. President, I rise in favor of the nomination.

"Mr. President, it is interesting to note when I was talking to Mr. Minaai and going over his background that he is one of the few Department of Transportation department heads who is not an engineer. In fact he has an accounting degree and a planning degree. Mr. President, I think that's real interesting. I think

that's an indication of a new direction that the Department of Transportation is heading to. I think it's a much-needed way of looking at things because the Department of Transportation needs to plan ahead as we start the twenty-first century. They need to plan for our facilities; they need to plan for our airports; and I think having somebody with Mr. Minaai's background is a step in the right direction. So I fully support the nomination, Mr. President."

Senator Buen rose to speak in favor of the nomination and said:

"Mr. President and colleagues, I, too, rise in favor of this nominee.

"It has been a pleasure working with Mr. Minaai, particularly on the challenging road issues on Maui. With his experience and knowledge of state government and the budget, I truly believe he will be able to execute his plans.

"In the front page of this morning's Advertiser, it says, 'Frightening Traffic Mars Maui.' There are many challenges when the roads are very congested on Maui, and Mr. Minaai has been very responsive in meeting with me and other Legislators from Maui to fix these choked road problems. So we need a director who is proactive in addressing all the transportation needs of this State. I believe Mr. Minaai will be able to do that.

"For these reasons, Mr. President, I ask my colleagues to support this nomination. Thank you."

Senator Tam also rose in favor of the nominee and said:

"Mr. President, I wish to speak in favor of the nominee.

"Mr. President and fellow colleagues, I have known Mr. Brian Minaai for many years and have also worked with him as a budget analyst. There are three characteristics I would like to mention which describe Brian Minaai: he is (1) an experienced administrator; (2) fair and sincere; and (3) an excellent budget analyst.

"Thank you."

Senator Kim rose in support of the nominee and said:

"Mr. President, I rise to speak in favor of this nomination.

"Although I haven't really worked with Mr. Minaai, I had the opportunity to meet with him in my office and I have found him to be very open and found him to be willing to also keep an open mind on many issues that will be before us. I really liked his attitude. I like his common sense approach. And some of the things we talked about, he got back to me right away on some of those issues, and I think that was very efficient of him to do that. I look forward to working with him. Thank you."

Senator Inouye rose to support the nominee and said:

"Mr. President, I speak on behalf of the Big Island contingent to support the nominee.

"Mr. President, last but not least, the Big Island is always there for us. On behalf of the Big Island Senators – Senator Kokubun, in the absence of Senator Matsuura, and of course, our former big islander, Senator Kawamoto – we wish Mr. Minaai well. His family has done very well for the community on the Big Island and it shows where his roots came from.

"For all of us I'm sure we're here to support him and continue to work with Mr. Minaai and we congratulate him. Thank Mr. President."

Senator English rose to support the nominee also and said:

"Mr. President, I rise in support of the nominee.

"Mr. President and members of the Senate, I've been very pleased with my discussions with the nominee, and I have to say that Maui is very proud to deliver another one of its sons to the administration side of government.

"I think that we have a great man in Mr. Minaai, mainly because he's open minded and willing to think long term, and willing to see all sides of an issue. I discussed some very pressing issues on Maui, as the Senator from Lahaina talked about, and indeed we are in gridlock in Maui, so to speak – nothing compared with Oahu, by the way, but for Maui it is gridlock. Mr. Minaai has been very open, very willing to discuss innovative ways of dealing with the problem. And that's what we need in government.

"I agree with our Minority Caucus, Mr. President, that anyone that can bring in the private sector and the ideas that the private sector has is well worth bringing on to our administration. Therefore, Mr. President, I support the nomination.

"Thank you."

Senator Slom added his support as follows:

"Mr. President, I, too, rise in support of the nominee.

"I want to echo the words of the Minority Floor Leader, and I want to say that the nominee is the right man for the right job at the right time, and we're all looking forward to having him succeed.

"And now, Mr. President, can I ask that we expedite this so we can get all these employees back to work so we fix Kalaniana'ole Highway. Thank you, Mr. President."

Senator Taniguchi rose in support and said:

"Mr. President, I rise to speak in favor of the nominee.

"I just wanted to echo all of the comments of my colleagues. I support Mr. Minaai very strongly. I believe he is dedicated, he's qualified, he's open, and I urge all my colleagues to vote for him.

"Thank you."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Fukunaga, Ihara, Matsuura, Matsuura, Menor).

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
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No. 233	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Health and Human Services, then to the Committee on Judiciary
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No. 634 Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing

No. 742 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 900 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

No. 953 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1177 Jointly to the Committee on Judiciary and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1266 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Commerce, Consumer Protection and Housing and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 1267 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Commerce, Consumer Protection and Housing and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 1268 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 1292 Jointly to the Committee on Education and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1303 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 1534 Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

HOUSE COMMUNICATION

Hse. Com. No. 5, returning S.B. No. 890, S.D. 1, which passed Third Reading in the House of Representatives on February 2, 2001, in an amended form, was read by the Clerk and was placed on file.

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 890, S.D. 1, seconded by Senator Hanabusa.

Senator Taniguchi rose and said:

"Mr. President, the House made two amendments. One is to provide an additional \$300,000 to the Auditor's Office for Felix related consent decree studies and other activities. They also

amended the bill to insure that those appropriations be expended upon approval."

The motion was put by the chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 890, S.D. 1, and S.B. No. 890, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," was placed on the calendar for Final Reading.

At this time, the President made the following inquiry:

"Mr. Clerk, are we ready to vote on S.B. No. 890, S.D. 1, H.D. 1?"

The Clerk responded:

"Yes, Mr. President, pursuant to Article III, Section 15, of the Hawaii State Constitution, printed copies of the bill in a form to be voted on today were made available to the members for at least 48 hours."

FINAL READING

S.B. No. 890, S.D. 1, H.D. 1:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 890, S.D. 1, and S.B. No. 890, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Fukunaga, Ihara, Matsunaga, Matsuura, Menor).

ADJOURNMENT

At 1:07 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, February 5, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTEENTH DAY

Monday, February 5, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Edward Robinson, Central Union Church, after which the Roll was called showing all Senators present with the exception of Senators Chumbley, Ige, Matsuura and Sakamoto who were excused.

The President announced that he had read and approved the Journal of the Twelfth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 120, informing the Senate that on February 2, 2001, he signed into law Senate Bill No. 890 as Act 1, entitled: "MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," was read by the Clerk and was placed on file.

ORDER OF THE DAY**RE-REFERRAL OF SENATE BILLS**

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 111 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Health and Human Services, then to the Committee on Judiciary

No. 119 Committee on Judiciary, then to the Committee on Ways and Means

No. 269 Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 949 Jointly to the Committee on Commerce, Consumer Protection and Housing, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 1094 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary

No. 1155 Jointly to the Committee on Labor and the Committee on Judiciary, then to the Committee on Ways and Means

No. 1241 Jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1243 Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means

No. 1272 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 1347 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means

No. 1392 Committee on Labor, then to the Committee on Ways and Means

No. 1433 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 1557 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means

Senator Kanno, Chair of the Committee on Judiciary, requested a waiver of the 72-hour notice requirement pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 989;
S.B. No. 1544;
S.B. No. 1599;
S.B. No. 1606; and
S.B. No. 1620,

and the Chair granted the waiver.

Senator Slom rose on a point of personal privilege as follows:

"Mr. President, I rise on a point of personal privilege.

"You know, in business, it's location, location, location. In life, it's timing. And I think in both situations – the announcement by the Governor and the forwarding of an administration bill to raise the salaries of cabinet level officials substantially – at a time when the teachers are marching and ready to go out on strike, at a time when the Governor professes a greater love for firemen than he does for University Professors; at a time when we keep talking about the importance of education and the compensation of those who are engaged in the education process, I think the timing was particularly poor. Some of these individuals may or may not deserve salary increases, but that's a separate issue. The real impact here is timing.

"I didn't know that the Governor was part of my lost tribe and believes in chutzpah, because this is an excellent example of that at this time.

"Thank you, Mr. President."

ADJOURNMENT

At 11:46 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, February 6, 2001.

FOURTEENTH DAY

Tuesday, February 6, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Very Reverend Joseph Grimaldi, JCL, Vicar General and Judicial Vicar, Diocese of Honolulu, after which the Roll was called showing all Senators present with the exception of Senators English, Ihara and Matsunaga who were excused.

The President announced that he had read and approved the Journal of the Thirteenth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 121 to 135) were read by the Clerk and were placed on file:

Gov. Msg. No. 121, dated January 10, 2001, transmitting the "Annual Report on the Discoveries and Inventions Revolving Fund," prepared by the University of Hawaii, pursuant to Section 304-8.92, HRS.

Gov. Msg. No. 122, dated January 10, 2001, transmitting the "Annual Report on the Hawaii Research Center for Futures Study," prepared by the University of Hawaii, pursuant to Section 222-3, HRS.

Gov. Msg. No. 123, dated January 16, 2001, transmitting the Annual Report for Fiscal Year 2000 on the Violent Firearm Crime Coalition prepared by the Department of the Attorney General, pursuant to Act 127, SLH 2000.

Gov. Msg. No. 124, dated January 16, 2001, transmitting the Annual Report for Fiscal Year 2000 on the Proceedings Under the Hawaii Omnibus Criminal Forfeiture Act prepared by the Department of the Attorney General, pursuant to Section 712A-16, HRS.

Gov. Msg. No. 125, dated January 19, 2001, transmitting a report prepared by the Department of Agriculture, pursuant to Sections 155-4 and 219-4, HRS, on all transfers made between the Agriculture Loan Revolving Fund and the Aquaculture Loan Revolving Fund.

Gov. Msg. No. 126, dated January 19, 2001, transmitting the 2001 Annual Report of the Medical Claims Conciliation Panel and the Design Professional Conciliation Panel, pursuant to Sections 672-12 and 671-20, HRS.

Gov. Msg. No. 127, dated January 23, 2001, transmitting a report on The Bridge to Hope Program (Act 276, 2000) prepared by the University of Hawaii, Office of the Vice President for Student Affairs.

Gov. Msg. No. 128, dated January 23, 2001, transmitting the Separation Incentive Program Report prepared by the Department of Human Resources Development, pursuant to Act 253, Sections 119 and 120, SLH 2000.

Gov. Msg. No. 129, dated January 23, 2001, transmitting the Report on the Implementation of the Recommendations of the Small Business Task Force on Regulatory Relief Regarding Hawaii's Commercial Boating and Ocean Recreation Industry prepared by the Department of Land and Natural Resources,

Division of Boating and Ocean Recreation, in response to H.C.R. No. 165 (2000).

Gov. Msg. No. 130, dated January 23, 2001, transmitting the 2000 Annual Report of the Employment and Training Fund Program prepared by the Department of Labor and Industrial Relations, pursuant to Section 383-128, HRS.

Gov. Msg. No. 131, dated January 25, 2001, transmitting the 2000 Annual Report prepared by the High Technology Development Corporation, pursuant to Chapter 206M, HRS.

Gov. Msg. No. 132, dated January 25, 2001, transmitting the 2000 Annual Report of the Board of Certification of Operating Personnel in Wastewater Treatment Facilities, pursuant to Section 340B-12, HRS.

Gov. Msg. No. 133, dated January 26, 2001, transmitting a joint report prepared by the Department of Agriculture and the Department of Health in response to H.C.R. No. 123 (2000), requesting the Department of Agriculture and the Department of Health to take measures to mitigate the infestation of flies, unpleasant odors, inundation by dust, and severe drainage problems at Maili Elementary School.

Gov. Msg. No. 134, dated January 30, 2001, transmitting the Aloha Tower Development Corporation's Annual Report for Fiscal Year Ending June 30, 2000.

Gov. Msg. No. 135, dated January 30, 2001, transmitting the Department of Human Services' Report on Fiscal Year 2000.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 13 and 14) were read by the Clerk and were placed on file:

Dept. Com. No. 13, from the State Auditor dated January 26, 2001, transmitting reports, "Allocation to New Century Schools Project - FY 2000-01," (Report No. 01-01) and "Sunset Evaluation of Barbering and Beauty Culture," (Report No. 01-02).

Dept. Com. No. 14, from the Department of Transportation dated January 16, 2001, transmitting the Safe Community Traffic Safety Annual Report for Federal Fiscal Year Ending September 30, 2000.

HOUSE COMMUNICATION

Hse. Com. No. 6, transmitting H.B. No. 1159, which passed Third Reading in the House of Representatives on February 5, 2001, was read by the Clerk and was placed on file.

On motion by Senator Chun, seconded by Senator Hemmings and carried, H.B. No. 1159, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed First Reading by title and was referred to the Committee on Judiciary.

STANDING COMMITTEE REPORTS

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 7) recommending that S.B. No. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 8) recommending that S.B. No. 175, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 175, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 9) recommending that S.B. No. 180, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 180, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 10) recommending that S.B. No. 793 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 793, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 11) recommending that S.B. No. 160 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 160, entitled: "A BILL FOR AN ACT RELATING TO SPEEDING," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 12) recommending that S.B. No. 202, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 202, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," passed

Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 13) recommending that S.B. No. 203 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 203, entitled: "A BILL FOR AN ACT RELATING TO BICYCLES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 14) recommending that S.B. No. 206 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 206, entitled: "A BILL FOR AN ACT RELATING TO WHARFAGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 15) recommending that S.B. No. 207 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 207, entitled: "A BILL FOR AN ACT RELATING TO INTERISLAND VEHICLE TRANSFERS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 16) recommending that S.B. No. 211, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 211, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 17) recommending that S.B. No. 212 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 212, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY INSTRUCTION PERMIT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 18) recommending that S.B. No. 225 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 225, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY IMMUNITY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 19) recommending that S.B. No. 571 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 571, entitled: "A BILL FOR AN ACT RELATING TO PERFORMANCE-BASED BUDGETING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 20) recommending that S.B. No. 751 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 751, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 21) recommending that S.B. No. 755, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 755, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 2	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
No. 36	Committee on Judiciary
No. 43	Committee on Labor, then to the Committee on Ways and Means
No. 181	Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, then to the Committee on Ways and Means
No. 477	Committee on Judiciary

No. 589 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Health and Human Services

No. 591 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 613 Committee on Judiciary

No. 760 Committee on Labor, then to the Committee on Ways and Means

No. 763 Committee on Judiciary

No. 812 Committee on Water, Land, Energy, and Environment, then to the Committee on Tourism and Intergovernmental Affairs

No. 832 Jointly to the Committee on Judiciary and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 898 Committee on Judiciary

No. 1380 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 1381 Committee on Judiciary, then to the Committee on Ways and Means

No. 1426 Committee on Judiciary

No. 1427 Committee on Judiciary

No. 1428 Committee on Judiciary

No. 1429 Committee on Judiciary

No. 1430 Committee on Judiciary

No. 1431 Committee on Judiciary

No. 1432 Committee on Judiciary

No. 1531 Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 1541 Committee on Judiciary

No. 1543 Committee on Judiciary

Senator Chun, for the Committee on Hawaiian Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 101;
S.B. No. 268;
S.B. No. 496;
S.B. No. 603; and
S.B. No. 1490,

and the Chair granted the waiver.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, requested a

waiver of the notice requirement pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 154;
S.B. No. 679;
S.B. No. 1341;
S.B. No. 1517;
S.B. No. 1605;
S.B. No. 1608;
S.B. No. 1610; and
S.B. No. 1617,

Respectfully submitted,

Clerk of the Senate

Approved:

and the Chair granted the waiver.

President of the Senate

Senator Slom rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“Today, February 6, is the 90th birthday of Ronald Wilson Reagan, the 40th President of the United States. Only two former Presidents reached the age of 90 – that was John Adams and Herbert Hoover.

“It’s interesting that a dozen years after Mr. Reagan has left the Presidency, people are still talking about him. They’re still debating whether his policies were positive or negative, but they’re still talking about him. And I think that historians will treat him very well in terms of some of the initiatives that he began back in his Presidency in the early 1980s – the idea of peace through strength; the revitalization of the United States military; the ending of the cold war and the ending of the evil empire, the Soviet Union; the first attempts at privatization of Social Security; major welfare reform; drug programs for youth; decentralization of the cities; and so forth. These are all issues which are still being debated.

“I think that it is significant that we talk about and take a moment to reflect on the Presidency of Mr. Reagan. Next month, he and his wife Nancy will celebrate their 49th wedding anniversary. Mrs. Reagan, at that time, will christen a new Nimitz-class aircraft carrier, the USS Ronald Reagan. And, of course, for the last eight or nine years I think the focus of the former President has been his illness, Alzheimer’s disease. He has been a participant in studies and research to try to find a successful conclusion and alternative to this disease which affects so many people.

“For these and other reasons, I take a moment just to remember and to celebrate the birth of Ronald Reagan.

“Thank you, Mr. President.”

ADJOURNMENT

At 11:49 o’clock a.m., on motion by Senator Chun, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o’clock a.m., Wednesday, February 7, 2001.

FIFTEENTH DAY

Wednesday, February 7, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Julia McKenna-Dubin, The Ministry for Divine Harmony, after which the Roll was called showing all Senators present with the exception of Senators Ihara, Matsunaga and Tam who were excused.

The President announced that he had read and approved the Journal of the Fourteenth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 136 to 143) were read by the Clerk and were placed on file:

Gov. Msg. No. 136, dated January 30, 2001, transmitting the Biosciences Advisory Council Report pursuant to H.C.R. No. 116 (2000).

Gov. Msg. No. 137, dated January 30, 2001, transmitting the Department of the Attorney General 2001 Goals and Objectives, pursuant to Act 100, Section 7, SLH 1999.

Gov. Msg. No. 138, dated January 31, 2001, transmitting the Department of Commerce and Consumer Affairs' Annual Compliance Resolution Fund Report, pursuant to Section 26-9, HRS.

Gov. Msg. No. 139, dated January 31, 2001, transmitting the 1999-2000 Annual Report prepared by the Public Utilities Commission, pursuant to Sections 93-12 and 269-5, HRS.

Gov. Msg. No. 140, dated January 31, 2001, transmitting the Report on the Status of the Environmental Health Education Funds as Established by Act 169, SLH 1994, prepared by the Department of Health.

Gov. Msg. No. 141, dated February 1, 2001, transmitting the Annual Report for Fiscal Year 1999-2000, General Appropriations Act of 1999, Act 91, prepared by the Civil Recoveries Division of the Department of the Attorney General, pursuant to Act 127, SLH 2000.

Gov. Msg. No. 142, dated February 1, 2001, transmitting the Annual Report for Fiscal Year 2000 on the Recommendation for Denial of Claims Filed Under the Legislative Relief Act prepared by the Department of the Attorney General, pursuant to Section 37-7, HRS.

Gov. Msg. No. 143, dated February 2, 2001, transmitting the Report on the Delegation of Capital Improvement Program Projects by the Department of Land and Natural Resources During Fiscal Year 1999-2000, prepared by the Department of Land and Natural Resources, pursuant to Act 91, Section 125, SLH 1999.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 11) was read by the Clerk and was deferred:

Senate Concurrent Resolution

No. 11 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBMIT ITS FINAL REPORT TO THE LEGISLATURE AS REQUIRED BY ACT 109, SESSION LAWS OF HAWAII 1996."

Offered by: Senator Buen.

SENATE RESOLUTION

The following resolution (S.R. No. 8) was read by the Clerk and was deferred:

Senate Resolution

No. 8 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBMIT ITS FINAL REPORT TO THE LEGISLATURE AS REQUIRED BY ACT 109, SESSION LAWS OF HAWAII 1996."

Offered by: Senator Buen.

STANDING COMMITTEE REPORTS

Senators Nakata and Kim, for the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 22) recommending that S.B. No. 99 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 99, entitled: "A BILL FOR AN ACT RELATING TO THE LIQUOR COMMISSION," passed Second Reading and was referred to the Committee on Judiciary.

Senators Nakata and Kim, for the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 23) recommending that S.B. No. 797 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 797, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SERVICE," passed Second Reading and was referred to the Committee on Judiciary.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 24) recommending that S.B. No. 857, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 857, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LIVING WAGE LAW," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 25) recommending that S.B. No. 29, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 29, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 26) recommending that S.B. No. 54 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 54, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 27) recommending that S.B. No. 55 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 55, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 28) recommending that S.B. No. 57 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 57, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 29) recommending that S.B. No. 77 pass Second Reading and be referred jointly to the Committee on Judiciary and the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 77, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION," passed Second Reading and was referred jointly to the Committee on Judiciary and the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 30) recommending that S.B. No. 82 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 82, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 31) recommending that S.B. No. 181, as amended in S.D. 1, pass

Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 181, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 32) recommending that S.B. No. 264 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 264, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION FOR TAX EXEMPTION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 33) recommending that S.B. No. 598, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 598, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIRTH DEFECTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 34) recommending that S.B. No. 644 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 644, entitled: "A BILL FOR AN ACT RELATING TO HEIRLOOM MARRIAGE CERTIFICATES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 35) recommending that S.B. No. 716, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 716, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 36) recommending that S.B. No. 922, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 922, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 37) recommending that S.B. No. 993, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 993, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS REPORT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 38) recommending that S.B. No. 994, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 994, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 39) recommending that S.B. No. 1105, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1105, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 40) recommending that S.B. No. 1107, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1107, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 41) recommending that S.B. No. 1002, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1002, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 42)

recommending that S.B. No. 1003, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1003, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERSTATE FAMILY SUPPORT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 43) recommending that S.B. No. 1004, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1004, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PARENTAGE ACT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 44) recommending that S.B. No. 1064 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1064, entitled: "A BILL FOR AN ACT RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 45) recommending that S.B. No. 1108, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1108, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FUNERAL ASSISTANCE PAYMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 46) recommending that S.B. No. 1109 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1109, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE RECOVERY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 47) recommending that S.B. No. 1111, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1111, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REIMBURSEMENT FOR

NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 48) recommending that S.B. No. 1112 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1112, entitled: “A BILL FOR AN ACT RELATING TO OHANA CONFERENCING,” passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 49) recommending that S.B. No. 1119, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1119, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 50) recommending that S.B. No. 1123, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1123, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO VITAL RECORDS,” passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 51) recommending that S.B. No. 1228 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1228, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOLOKAI GENERAL HOSPITAL,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 52) recommending that S.B. No. 1257 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1257, entitled: “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION TO UPGRADE AND EXPAND THE MOLOKAI GENERAL HOSPITAL,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nakata, Kim and Menor, for the Committee on Labor, the Committee on Tourism and Intergovernmental Affairs, and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 53) recommending that S.B. No. 152 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 152, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE COVERAGE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the majority of the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 54) recommending that S.B. No. 456, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 456, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATION TAX,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 55) recommending that S.B. No. 274, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 274, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY,” passed Second Reading and was placed on the calendar for Third Reading on Friday, February 9, 2001.

ADJOURNMENT

At 11:45 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 8, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

SIXTEENTH DAY

Thursday, February 8, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Wesley Elmore, Parker United Methodist Church, after which the Roll was called showing all Senators present with the exception of Senator Matsunaga who was excused.

The President announced that he had read and approved the Journal of the Fifteenth Day.

Senator Slom, with the assistance of Senators Matsuura and Kim, introduced and congratulated the following Hawaii Junior Achievement Business Hall of Fame Laureates: Francis S. Oda, Chairman and CEO of Group 70 International; Edward T. Fukuda, President of Kandi's Drive Inn, Inc. in Hilo; Edward J. Hogan, Chairman and CEO of Pleasant Holidays, LLC, who was represented by Duke Ah Moo; and Legacy Laureate recipient Chinn Ho, founder of Capital Investment Co., Inc., who was represented by his son Stuart Ho. Accompanying the honorees was Carolann Biederman, President of Junior Achievement of Hawaii.

At 12:00 o'clock noon, the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

STANDING COMMITTEE REPORTS

Senators Nakata and Kim, for the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 56) recommending that S.B. No. 59 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 59, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nakata and Kim, for the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 57) recommending that S.B. No. 848, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 848, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT OFFICERS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 58) recommending that S.B. No. 1021 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1021, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND,"

passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 59) recommending that S.B. No. 221, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 221, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 60) recommending that S.B. No. 224 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 224, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PINEAPPLE RESEARCH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 61) recommending that S.B. No. 489 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 489, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TARO RESEARCH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 62) recommending that S.B. No. 639 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 639, entitled: "A BILL FOR AN ACT RELATING TO FIREWEED," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 63) recommending that S.B. No. 803 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 803, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONTROL PLANT PESTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 64) recommending that S.B. No. 889 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 889, entitled: "A BILL FOR AN ACT RELATING TO LOANS," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

REFERRAL OF SENATE CONCURRENT RESOLUTION

The President made the following committee assignment of a concurrent resolution that was offered on Wednesday, February 7, 2001:

Senate
Concurrent
Resolution Referred to:

No. 11 Committee on Water, Land, Energy, and Environment, then to the Committee on Agriculture

REFERRAL OF SENATE RESOLUTION

The President made the following committee assignment of a resolution that was offered on Wednesday, February 7, 2001:

Senate
Resolution Referred to:

No. 8 Committee on Water, Land, Energy, and Environment, then to the Committee on Agriculture

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 9 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Tourism and Intergovernmental Affairs, then jointly to the Committee on Judiciary and the Committee on Economic Development and Technology

No. 483 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary

No. 634 Committee on Water, Land, Energy, and Environment, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means

No. 773 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 845 Committee on Economic Development and Technology, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 953 Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1311 Jointly to the Committee on Health and Human Services, the Committee on Tourism and

Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 1377 Committee on Labor, then to the Committee on Ways and Means

No. 1455 Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means

No. 1500 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1558 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

Senator Slom rose on a point of point of personal privilege as follows:

"Mr. President, I rise on a point of personal privilege.

"Yesterday, the announcement was made that the television series Baywatch Hawaii was not going to be renewed. Some of my colleagues may recall that I rose and spoke against the state involvement, state funding, and so-called state investment in this series. I am sorry to see the series end and the jobs that were created and the goods and services that were purchased by local businesses.

"The stories, some of them, were very uplifting in watching the series on a regular basis, but the problem is that many people did not watch it on a regular basis. I think what probably hurt the series the most was the government involvement and the attempt to get additional government funding and permanent funding where no other series, no other television program, no other entertainment vehicle had done that before or since. They have stayed on the merits of their own. And I think that's the course that we want to take.

"I take issue with those in the State who say that we got our \$3.5 million worth. I don't know exactly what it was that we got the \$3.5 million worth, but I think that we should continue to be vigilant in the future. We want to encourage all kinds of businesses. We certainly want to encourage those entertainment mediums that will highlight and display the best in the cultural attributes of our State. But we do not want the State in the business or the taxpayers subsidizing this or anything else like it.

"So, sorry to see it go, but I think that we will move on and we'll survive without Baywatch Hawaii.

"Thank you, Mr. President."

Senator Hemmings added the following comments:

"Mr. President, I rise on a point of personal privilege.

"In relationship to the previous remarks regarding Baywatch, I think it's important to note the positive, too, that the show did highlight some of Hawaii's most alluring and beautiful assets.

"Thank you, Mr. President."

ADJOURNMENT

At 12:13 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, February 9, 2001.

SEVENTEENTH DAY

Friday, February 9, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend John Berger, Associate Pastor, The Cathedral of Our Lady of Peace, after which the Roll was called showing all Senators present with the exception of Senators Chun Oakland, Matsunaga, Tam and Taniguchi who were excused.

The President announced that he had read and approved the Journal of the Sixteenth Day.

Senator Chumbley, on behalf of Senators Bunda, Matsunaga, Kim, Sakamoto and himself, introduced and congratulated the following winners of the 2001 Spark Matsunaga World Peace Poster Contest: Ruel Cachero, grand prize winner; and Wanda Thanadabout and Jaedee-Kae Vergara, merit winners.

At 11:46 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 65) recommending that S.B. No. 168, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 168, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 66) recommending that S.B. No. 1110, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1110, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 67) recommending that S.B. No. 1174 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1174, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TESTING," passed Second Reading and was referred to the Committee on Judiciary.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 68) recommending that S.B. No. 1018, as amended in S.D.

1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1018, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FEE SIMPLE RESIDENTIAL REVOLVING FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 69) recommending that S.B. No. 1020, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1020, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 70) recommending that S.B. No. 1060, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1060, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 71) recommending that S.B. No. 165 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 165, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 72) recommending that S.B. No. 253 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 253, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nakata and Kawamoto, for the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 73) recommending that S.B. No. 523 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was

adopted and S.B. No. 523, entitled: "A BILL FOR AN ACT RELATING TO APPOINTED PUBLIC OFFICIALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 74) recommending that S.B. No. 41 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 41, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 75) recommending that S.B. No. 633 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 633, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO MATCH FEDERAL FUNDS FOR THE HAWAII FORESTRY AND COMMUNITIES INITIATIVE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 76) recommending that S.B. No. 882 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 882, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LITTER CONTROL AND BEAUTIFICATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 77) recommending that S.B. No. 935 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 935, entitled: "A BILL FOR AN ACT RELATING TO MARINE ENFORCEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 78) recommending that S.B. No. 1134, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1134, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 79) recommending that S.B. No. 1162 pass Second Reading and be referred to the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1162, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS," passed Second Reading and was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 80) recommending that S.B. No. 1164 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1164, entitled: "A BILL FOR AN ACT RELATING TO THE FOREST STEWARDSHIP PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 81) recommending that S.B. No. 1165, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1165, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 82) recommending that S.B. No. 1168 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1168, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 83) recommending that S.B. No. 297, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Economic Development and Technology.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 297, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was recommitted to the Committee on Economic Development and Technology.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 84) recommending that S.B. No. 302, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Economic Development and Technology.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 302, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was recommitted to the Committee on Economic Development and Technology.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 85) recommending that S.B. No. 306, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Economic Development and Technology.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 306, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY BASED ECONOMIC DEVELOPMENT," passed Second Reading and was recommitted to the Committee on Economic Development and Technology.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 86) recommending that S.B. No. 415, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Hawaiian Affairs.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 415, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS," passed Second Reading and was recommitted to the Committee on Hawaiian Affairs.

Senator Kim, for the majority of the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 87) recommending that S.B. No. 336, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Tourism and Intergovernmental Affairs.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 336, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was recommitted to the Committee on Tourism and Intergovernmental Affairs.

ORDER OF THE DAY

THIRD READING

S.B. No. 274, S.D. 1:

Senator Kim moved that S.B. No. 274, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Kim rose to speak in support of the measure and said:

"Mr. President, I rise to speak in favor of S.B. No. 274, S.D. 1.

"This bill will create a registry of local groups that leave the islands and travel to all parts of the world. It is my hope that the Tourism Authority and the Hawaii Convention and Visitors Bureau will use this information so that we will know, at any given time, where in the world we have people traveling and that they will dovetail their promotional budget and advertising budget with these groups.

"Our people are our best ambassadors. They're our best promoters of our islands, and I think that it behooves us to make use of them. When they go off to different places, they can get free publicity if they've been given help and given a packet. These are ways in which we can enhance our promotional dollars as well as allow people of the world to meet our people in person and not just see a TV commercial, or a poster, or so forth.

"Every year we have hundreds of school groups, choirs, church groups, marching bands, and hula halaus that travel around the world, and hopefully this legislation will allow the Authority, when it is appropriate and when they so need, that they can, in fact, contract with these groups. But that is not the intent of the bill. It is to create this registry so that we can enhance our promotional dollars.

"Thank you."

Senator Hemmings rose to speak with reservations on the measure as follows:

"Mr. President, I rise to speak in favor of the bill with reservations.

"With all due respect to the authoress of the bill, I do want to point out that the language qualifying groups is very broadly written to the tune of five or more people, and it's non-specific on who can collect up to \$10,000 in assistance for these groups. So it leaves open the opportunity for exploitation knowing that this bill can go over to the House and pass as is and be sent up to the Governor. I'm hoping that the authoress of the bill and the chairman of the subject committee can use her considerable influence to tighten the language up in the House if necessary.

"Thank you, Mr. President."

The motion was put by the Chair and carried, S.B. No. 274, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Chun Oakland, Matsunaga, Tam, Taniguchi).

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 297, S.D. 1	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 302, S.D. 1	Jointly to the Committee on Economic Development and Technology, the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 306, S.D. 1	Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 336, S.D. 1	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 415, S.D. 1	Committee on Hawaiian Affairs, then to the Committee on Ways and Means
No. 927	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1494	Committee on Labor, then to the Committee on Ways and Means

No. 1633 Jointly to the Committee on Judiciary, the Committee on Health and Human Services, the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

Respectfully submitted,

At 11:59 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

Clerk of the Senate

The Senate reconvened at 12:00 o'clock noon.

Approved:

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1119, S.D. 1:

President of the Senate

Senator Matsuura moved that the Senate reconsider its actions taken on February 7, 2001, in adopting Stand. Com. Rep. No. 49 and passing S.B. No. 1119, S.D. 1, on Second Reading, seconded by Senator Buen and carried.

Senator Matsuura then moved that Stand. Com. Rep. No. 49 be received and placed on file, seconded by Senator Buen.

Senator Matsuura rose and said:

"Mr. President, the committee report erroneously referred S.B. No. 1119, S.D. 1, to the Committee on Ways and Means. The correct referral is to the Committee on Commerce, Consumer Protection and Housing."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 49 was received and placed on file.

On motion by Senator Matsuura, seconded by Senator Buen and carried, S.B. No. 1119, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Slom rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"I know that when the Majority, in its wisdom, first raised the number of Senate Committees from 10 to 17 and then revised that number again down to 12, I think there was an error made, though, because obviously what we've seen in the last couple of weeks. The most important committee of all is not standing by itself. Of course I'm speaking of the re-referral to the re-referral to the re-referral committee.

"Senator Hemmings and I would gratefully volunteer to be co-chairs on the re-referral to the re-referral to the re-referral committee since that takes up so much of our time on a daily basis. So we just want to let you know that we volunteer in the era of bipartisanship, Mr. President.

"Thank you."

ADJOURNMENT

At 12:04 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, February 12, 2001.

EIGHTEENTH DAY

Monday, February 12, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Charles Carpenter, District Superintendent of the Missionary Churches of Hawaii, after which the Roll was called showing all Senators present with the exception of Senators Ige and Matsunaga who were excused.

The President announced that he had read and approved the Journal of the Seventeenth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 144 to 152) were read by the Clerk and were placed on file:

Gov. Msg. No. 144, dated January 30, 2001, transmitting a joint report prepared by the Department of Agriculture and the Department of Health in response to H.C.R. No. 123 (2000), requesting the Department of Health and the Department of Agriculture to take measures to mitigate the infestation of flies, unpleasant odors, inundation by dust, and severe drainage problems at Maili Elementary School.

Gov. Msg. No. 145, dated February 2, 2001, transmitting a report prepared by the Department of Health, pursuant to Act 148, SLH 1997, establishing within the Department of Health a Pipeline Safety Committee.

Gov. Msg. No. 146, dated February 2, 2001, transmitting a report prepared by the Department of Health, Health Resources Administration, Family Health Services Division, Maternal and Child Health Branch, relating to fees collected by the Department of Health.

Gov. Msg. No. 147, dated February 5, 2001, transmitting a report pursuant to S.C.R. No. 176 (2000), requesting the Office of the Governor to report to the Legislature on the progress made in developing proposals for a chief information officer.

Gov. Msg. No. 148, dated February 5, 2001, transmitting the Report of Receipt of Federal Funds for FY 2001 prepared by the Department of Accounting and General Services, pursuant to Act 281, Section 148.1, SLH 2000.

Gov. Msg. No. 149, dated February 5, 2001, transmitting the 1999-2000 Annual Report of the State Foundation on Culture and the Arts, pursuant to Section 9-3, HRS.

Gov. Msg. No. 150, dated February 6, 2001, transmitting the Annual Report of the Radiologic Technology Board for Fiscal Year 1999-2000, pursuant to Chapter 466J, HRS.

Gov. Msg. No. 151, dated February 1, 2001, transmitting the Environmental Report Card, 2000, An Assessment of Hawaii's Environmental Health, prepared by the Environmental Council and the Office of Environmental Quality Control, pursuant to Chapter 341, HRS.

Gov. Msg. No. 152, dated February 6, 2001, transmitting a Report on the Status of Preparations for the 2001 Reapportionment Commission and GIS (Geographic Information Systems) Development prepared by the Office of Elections, Office of Planning, and the Department of

Accounting and General Services, Information and Communication Services Division, pursuant to Act 281, Section 148.4, SLH 2000.

STANDING COMMITTEE REPORTS

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 88) recommending that S.B. No. 65 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 65, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 13, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 89) recommending that S.B. No. 66, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 66, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AWARDING CUSTODY AND VISITATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 14, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 90) recommending that S.B. No. 67, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 67, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 14, 2001.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 91) recommending that S.B. No. 68, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 68, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 92) recommending that S.B. No. 69, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 69, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE ORDER," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 14, 2001.

Senators Nakata and Kim, for the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 93) recommending that S.B. No. 23, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 23, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 94) recommending that S.B. No. 173, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 173, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 95) recommending that S.B. No. 1137 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1137, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PENALTIES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 96) recommending that S.B. No. 1161 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1161, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF ABANDONED OR SEIZED PROPERTY ON PUBLIC LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Buen, for the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, presented a joint report (Stand. Com. Rep. No. 97) recommending that S.B. No. 48, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 48, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Inouye and Buen, for the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, presented a joint report (Stand. Com. Rep. No. 98) recommending that S.B. No. 881 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 881, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE IMPLEMENTATION OF THE MAUI INVASIVE SPECIES COMMITTEE ACTION PLAN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 99) recommending that S.B. No. 21 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 21, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANT AND NONDOMESTIC ANIMAL QUARANTINE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 100) recommending that S.B. No. 218 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 218, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 101) recommending that S.B. No. 936 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 936, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL PROMOTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 102) recommending that S.B. No. 971 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 971, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF EQUIPMENT FOR THE MOLOKAI IRRIGATION SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 103) recommending that S.B. No. 982 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 982, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE STATE IRRIGATION PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Buen and Chun, for the Committee on Agriculture and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 104) recommending that S.B. No. 1227 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1227, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR REPAIRS, MAINTENANCE, AND IMPROVEMENTS TO THE MOLOKAI IRRIGATION SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 105) recommending that S.B. No. 1400 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1400, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 106) recommending that S.B. No. 840, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 840, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 107) recommending that S.B. No. 940 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 940, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE UNFAIR PRACTICES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 108) recommending that S.B. No. 331, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 331, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was recommitted to the Committee on Commerce, Consumer Protection and Housing.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 331, S.D. 1	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 390	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 394	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 1375	Jointly to the Committee on Judiciary and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

Senator Kanno, for the Committee on Judiciary, requested a waiver of the 72-hour notice requirement pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 106;
S.B. No. 208;
S.B. No. 440;
S.B. No. 622;
S.B. No. 734;
S.B. No. 832;
S.B. No. 834; and
S.B. No. 894,

and the Chair granted the waiver.

ADJOURNMENT

At 11:47 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, February 13, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

NINETEENTH DAY

Tuesday, February 13, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:48 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Deacon Ron Choo, Parish Deacon Administrator of the Blessed Sacrament Church, after which the Roll was called showing all Senators present with the exception of Senators Ihara and Matsunaga who were excused.

The President announced that he had read and approved the Journal of the Eighteenth Day.

Senator Ige introduced Dr. Kenneth P. Mortimer, the eleventh President of the University of Hawaii, and commended him for his achievements, contributions, and many years of service and leadership to the University of Hawaii and congratulated him upon his retirement from the University of Hawaii. Accompanying President Mortimer was his wife, Lorrie, and Board of Regents Chair Lily Yao.

At this time, President Bunda invited President Mortimer to address the members of the Senate and appointed Senators Ige, Sakamoto and Slom to escort him to the podium.

President Mortimer addressed the members of the Senate as follows:

"Good morning, Mr. President and members of the Hawaii State Senate.

"Thank you, Senator Ige, for those very gracious comments. I said to Senator Slom, 'I didn't recognize myself.'

"This is my first, and probably my final, opportunity to address you as a group, and so I want to say right at the top of my remarks that I've appreciated your support and your grasp of critical issues facing higher education today, and your willingness to work with the University as a true partner towards greatness.

"When I came to the University of Hawaii in 1993 (and for Lorrie and me it was a homecoming of some sort), I said in my inaugural address that one of my major objectives was to redefine – to redefine – the relationship between the University and State government.

"Perhaps the most important issue we worked on together was this autonomy that Senator Ige spoke so eloquently about. You gave us the authority to place it on the ballot in November of last year and Hawaii voted overwhelmingly in favor of it. In fact, some people speculated that it was my test run for my political career. It certainly was a culmination of work over a period of years to give us control of tuition, to exempt us from procurement, and provide increased flexibility.

"I've said many times, and I believe it strongly, that no great public university can be run like a state bureaucracy. Constitutional autonomy is essentially the declaration that gives us the right to manage ourselves relative to our missions. It's a very important development, and I believe it will characterize my presidency in years ahead.

"I don't want you to underestimate the impact on our mindset alone at the University of Hawaii. The public confidence on this issue and the support of us and our

capabilities to self-govern was what we really received on November 7. In fact, the University has lost the ability to blame its problems on others without first looking in the mirror . . . without first looking in the mirror.

"I hope you agree that we've used this flexibility wisely. Tuition revenues have gone up from about 38 million in the first year, to 64 million this year – a 68 percent increase. We are still an affordable institution, but I think we've done better on that. Our research volume and training volume have set records for four straight years.

"As Senator Ige says, we started on an ambitious private fundraising campaign and I'm pleased to tell you today, Senator, that we stand at \$98 million on our way to that \$100 million goal. We have already raised \$98 million in the last three-and-a-half years.

"But I'm sure you know that autonomy is not an opportunity for the University to retreat, but to move forward and engage the people and the Legislature in new forms of partnership. So I must remind the public – we are not a private University. We will continue to need substantial support from the people of this State, as we've received in the past.

"What excites me about the future is we have the opportunity for a new brand of conversation between the University and its many publics. And that will be a conversation, not a confrontation . . . a conversation about new patterns of interaction, about new behavior on the part of the University and the many people who support it.

"There are still critical issues to deal with in my last months and I fully intend to remain active and totally engaged in the business of running our University. I intend to settle as much as I can so that my successor can start with a clean slate. I care very much about the people here – from students to senior executives – and if at all possible, I want to leave knowing that I've made a better place for them.

"On a personal note, I am deeply honored to have served as the eleventh President of the University, and I'm very proud of the work that we've done together to be where we are today.

"You, this State Senate, have shown great foresight and wisdom, and, if I may say, even boldness in your decision towards autonomy. You did what is counterintuitive to most political figures – and that is, to give up a measure of control.

"Your relationship with the University and our future President will be forever changed, and it will be for the better. That makes me very proud to have played a role in Hawaii's history.

"I have great respect for the work before you and the difficult decisions you have to make for the greater good of the people of this State, and I want to thank you, not only for your professional support, but for your courtesy and for the kindness of this day.

"Mahalo and aloha."

At 12:08 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:17 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 153 to 172) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 153, submitting for consideration and confirmation as Compact Administrator, State Council for Interstate Adult Offender Supervision, the nomination of RONALD T. HAJIME, for a term of four years, was referred to the Committee on Judiciary.

Gov. Msg. No. 154, submitting for consideration and confirmation to the State Board of Barbering and Cosmetology, the nomination of JOY B.Y. SHIMABUKU, term to expire June 30, 2004, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 155, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of LINDA CHRISTINE LEWIS, terms to expire June 30, 2001, and June 30, 2005, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 156, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of ORRIN A. HAWORTH, AIA, terms to expire June 30, 2001, and June 30, 2005, was referred to the Committee on Education.

Gov. Msg. No. 157, submitting for consideration and confirmation to the Board of Trustees, Deferred Compensation Plan, the nomination of CAROL T. RABER, terms to expire June 30, 2001, and June 30, 2005, was referred to the Committee on Labor.

Gov. Msg. No. 158, submitting for consideration and confirmation to the Hawaii Advisory Commission on Drug Abuse and Controlled Substances, the nominations of KRISTINE M. FOSTER, BERT Y. MATSUOKA, WENDELL T. MURAKAWA and BARBARA A. YAMASHITA, terms to expire June 30, 2004, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 159, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of BOBBIE ONZUKA-ANDERSON, term to expire June 30, 2004, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 160, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of GLENN Y. TANGO, terms to expire June 30, 2001, and June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 161, submitting for consideration and confirmation to the Endangered Species Recovery Committee, the nomination of JOBRIATH L. ROHRER, terms to expire June 30, 2001, and June 30, 2005, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 162, submitting for consideration and confirmation to the Environmental Council, the nomination of PUANANI ROGERS, term to expire June 30, 2004, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 163, submitting for consideration and confirmation to the Hawaii Community Development Authority, the nomination of CHRISTINE H.H. CAMP, term to

expire June 30, 2003, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 164, submitting for consideration and confirmation to the Hawaii Performance Partnerships Board, the nomination of SHARON S. NARIMATSU, term to expire December 2, 2002, was referred to the Committee on Labor.

Gov. Msg. No. 165, submitting for consideration and confirmation to the Board of Directors, Hawaii Tourism Authority, the nomination of DAVID H. GLEASON, term to expire June 30, 2004, was referred to the Committee on Tourism and Intergovernmental Affairs.

Gov. Msg. No. 166, submitting for consideration and confirmation to the Board of Health, the nominations of: ROBYN S. KAUFMAN, terms to expire June 30, 2001, and June 30, 2005; and JOHN MARSH, term to expire June 30, 2004, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 167, submitting for consideration and confirmation to the Board of Directors, Housing and Community Development Corporation of Hawai'i, the nominations of: AIPOPO AIPOPO JR., term to expire June 30, 2002; and KURT H. MITCHELL, term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 168, submitting for consideration and confirmation to the Kaneohe Bay Regional Council, the nominations of JOHN MORGAN and JOHN MYRDAL, terms to expire June 30, 2004, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 169, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of SHELLY R. COBB, term to expire June 30, 2002, was referred to the Committee on Tourism and Intergovernmental Affairs.

Gov. Msg. No. 170, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of FRED C. HOLSCHUH, M.D., term to expire June 30, 2002, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 171, submitting for consideration and confirmation to the State Board of Nursing, the nomination of RICHARD W. CARMICHAEL, R.N., term to expire June 30, 2003, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 172, submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nomination of LEE D. DONOHUE, SR., terms to expire June 30, 2001, and June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 7 to 9) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 7, transmitting H.B. No. 240, H.D. 1, which passed Third Reading in the House of Representatives on February 12, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 240, H.D. 1, entitled: "A

BILL FOR AN ACT RELATING TO CHECK CASHING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 8, transmitting H.B. No. 527, H.D. 1, which passed Third Reading in the House of Representatives on February 12, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 527, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERSTATE FAMILY SUPPORT," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 9, transmitting H.B. No. 828, H.D. 1, which passed Third Reading in the House of Representatives on February 12, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 828, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

STANDING COMMITTEE REPORTS

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 109) recommending that S.B. No. 369, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Agriculture.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 369, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was recommitted to the Committee on Agriculture.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 110) recommending that S.B. No. 638, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 638, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MOLOKAI IRRIGATION SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 111) recommending that S.B. No. 1300, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1300, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 112) recommending that S.B. No. 1371, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1371, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 113) recommending that S.B. No. 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 2, entitled: "A BILL FOR AN ACT RELATING TO LODGING OR TENEMENT HOUSES, HOTELS, AND BOARDINGHOUSES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 114) recommending that S.B. No. 602 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 602, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 115) recommending that S.B. No. 630 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 630, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 116) recommending that S.B. No. 1031, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1031, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM MARKETING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 117) recommending that S.B. No. 1493 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1493, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WILDFIRE PREVENTION AND FIGHTING ON WEST MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 118) recommending that S.B. No. 109 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and S.B. No. 109, entitled: "A BILL FOR AN ACT RELATING TO THE ELECTION OF THE BOARD OF TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 119) recommending that S.B. No. 441 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 441, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOME LANDS COMMISSION ACT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 120) recommending that S.B. No. 498 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 498, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NANAKULI HOMESTEAD CEMETERY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 121) recommending that S.B. No. 878, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 878, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROJECT FAITH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 122) recommending that S.B. No. 1356, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1356, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RESIDENTS OF MAUNALAH SUBDIVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 123) recommending that S.B. No. 1440 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1440, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kim and Menor, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 124) recommending that S.B. No. 1198,

as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1198, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 125) recommending that S.B. No. 128, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 128, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE RENT SUPPLEMENT PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 126) recommending that S.B. No. 1059, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1059, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 127) recommending that S.B. No. 1077, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1077, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADEMARKS," passed Second Reading and was referred to the Committee on Judiciary.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 128) recommending that S.B. No. 1073, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1073, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 129) recommending that S.B. No. 164, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was

adopted and S.B. No. 164, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOY VEHICLES," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 130) recommending that S.B. No. 209, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 209, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 131) recommending that S.B. No. 210, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PILOTS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Kawamoto and Sakamoto, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 132) recommending that S.B. No. 533 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 533, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Sakamoto, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 133) recommending that S.B. No. 1557, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1557, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT CONTRACTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Buen, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Agriculture, presented a joint report (Stand. Com. Rep. No. 134) recommending that S.B. No. 204, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 204, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE," passed

Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 135) recommending that S.B. No. 205, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSE PLATES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 136) recommending that S.B. No. 475, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 475, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO STUDY THE FEASIBILITY OF CREATING A LOOKOUT AT HO'OKIPA ON THE HANA HIGHWAY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 137) recommending that S.B. No. 815, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 815, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 138) recommending that S.B. No. 836, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 836, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ENFORCEMENT OF PARKING FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 139) recommending that S.B. No. 876, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 876, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL FACILITY REVENUE BONDS FOR INTERISLAND MARITIME TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 140) recommending that S.B. No. 896 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 896, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONSTRUCTION PROJECTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 141) recommending that S.B. No. 1341 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1341, entitled: "A BILL FOR AN ACT RELATING TO THE UNITED STATES SELECTIVE SERVICE SYSTEM," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 142) recommending that S.B. No. 1517, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1517, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC OFFENSES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 143) recommending that S.B. No. 124 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 124, entitled: "A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 144) recommending that S.B. No. 1617, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1617, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEACE OFFICERS' ANIMALS,"

passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 145) recommending that S.B. No. 1605 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1605, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 146) recommending that S.B. No. 637, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 637, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 147) recommending that S.B. No. 381, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Education.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 381, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was recommitted to the Committee on Education.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 148) recommending that S.B. No. 382, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Education.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 382, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was recommitted to the Committee on Education.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 149) recommending that S.B. No. 390, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Health and Human Services.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 390, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was recommitted to the Committee on Health and Human Services.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 150) recommending that S.B. No. 394, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Health and Human Services.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 394, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was recommitted to the Committee on Health and Human Services.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 151) recommending that S.B. No. 61, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 61, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEEDLESTICK INJURY PREVENTION," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 152) recommending that S.B. No. 83, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 83, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL LICENSING," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 153) recommending that S.B. No. 252, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 252, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF PHARMACY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 154) recommending that S.B. No. 927 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 927, entitled: "A BILL FOR AN ACT RELATING TO ADULT DAY HEALTH CARE CENTERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 155) recommending that S.B. No. 1106 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1106, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 156) recommending that S.B. No. 1178, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1178, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 157) recommending that S.B. No. 1535, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1535, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 158) recommending that S.B. No. 273, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 273, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 159) recommending that S.B. No. 733, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 733, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 160) recommending that S.B. No. 1144, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 1144, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 161) recommending that S.B. No. 45, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 45, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FARMING," passed Second Reading and was referred to the Committee on Judiciary.

Senators Buen and Inouye, for the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 162) recommending that S.B. No. 460, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 460, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE WATER CODE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Buen and Inouye, for the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 163) recommending that S.B. No. 877 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 877, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE AGRICULTURAL WATER DISTRIBUTION SYSTEM, UPCOUNTRY KULA, MAUI WATERSHED," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

S.B. No. 65:

By unanimous consent, action on S.B. No. 65, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," was deferred until Wednesday, February 14, 2001.

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
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No. 369, S.D. 1	Committee on Agriculture, then to the Committee on Ways and Means
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No. 381, S.D. 1	Committee on Education, then to the Committee on Ways and Means
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No. 382, S.D. 1	Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means
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No. 1026	Committee on Commerce, Consumer Protection and Housing
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Senator Sakamoto, Chair of the Committee on Education, requested a waiver pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 823;
S.B. No. 1207;
S.B. No. 1292 ; and
S.B. No. 1580,

and the Chair granted the waiver.

Senator Kawamoto, Chair of the Committee on Transportation, Military Affairs, and Government Operations, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 559;
S.B. No. 563;
S.B. No. 593;
S.B. No. 752;
S.B. No. 777;
S.B. No. 843; and
S.B. No. 914,

and the Chair granted the waiver.

Senator Kanno, Chair of the Committee on Judiciary, requested a waiver of the 72-hour notice requirement pursuant to Senate Rule 20 for S.B. Nos. 893 and 1177, and the Chair granted the waiver.

Senator Kim, Chair of the Committee on Tourism and Intergovernmental Affairs, requested a waiver pursuant to Senate Rule 20 for S.B. Nos. 739 and 850, and the Chair granted the waiver.

ADJOURNMENT

At 12:26 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday February 14, 2001, on a rising vote, observing a moment of silence for the nine missing victims of the accidental sinking of the Japanese fisheries training vessel Ehime Maru by the nuclear submarine USS Greeneville and in memory of the six Schofield Barracks soldiers who were killed in an Army helicopter crash last night.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTIETH DAY

Wednesday, February 14, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:43 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Alan Urasaki, Aiea Hongwanji Mission, after which the Roll was called showing all Senators present with the exception of Senator Matsunaga who was excused.

The President announced that he had read and approved the Journal of the Nineteenth Day.

STANDING COMMITTEE REPORTS

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 164) recommending that S.B. No. 16 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 16, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL FEE SCHEDULES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 165) recommending that S.B. No. 18 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 18, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nakata and Kawamoto, for the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 166) recommending that S.B. No. 449, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 449, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 167) recommending that S.B. No. 1039 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1039, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 168) recommending that S.B. No. 1040 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1040, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 169) recommending that S.B. No. 1146 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1146, entitled: "A BILL FOR AN ACT RELATING TO THE HOISTING MACHINE OPERATORS ADVISORY BOARD," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 170) recommending that S.B. No. 1635 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1635, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the majority of the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 171) recommending that S.B. No. 1029, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 1029, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun and Inouye, for the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 172) recommending that S.B. No. 586 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 586, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KIKALA KEOKEA SUBDIVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun and Inouye, for the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 173) recommending that S.B. No. 105 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 105, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun and Inouye, for the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 174) recommending that S.B. No. 1441, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1441, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE KIKALA-KEOKEA SUBDIVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun and Inouye, for the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 175) recommending that S.B. No. 1489, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1489, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kawamoto, for the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 176) recommending that S.B. No. 30, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 30, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 177) recommending that S.B. No. 197, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 197, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 178) recommending that S.B. No. 566, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 566, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kawamoto, for the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 179) recommending that S.B. No. 818, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 818, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 180) recommending that S.B. No. 821, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 821, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LAPTOPS FOR LEARNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 181) recommending that S.B. No. 1090, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1090, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 182) recommending that S.B. No. 1208, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1208, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Judiciary.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 183) recommending that S.B. No. 1210, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 184) recommending that S.B. No. 522, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 522, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EDUCATION STOREROOM,"

passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 185) recommending that S.B. No. 560 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 560, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kawamoto, for the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 186) recommending that S.B. No. 567, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 567, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERFORMANCE-BASED BUDGETING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kawamoto, for the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 187) recommending that S.B. No. 806, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 806, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 188) recommending that S.B. No. 1087 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1087, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 189) recommending that S.B. No. 1205 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1205, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 190) recommending that S.B. No. 1206 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1206, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 191) recommending that S.B. No. 1236 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1236, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 192) recommending that S.B. No. 1220 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1220, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOAN FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 193) recommending that S.B. No. 742, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 742, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 194) recommending that S.B. No. 875 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 875, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 16, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 195) recommending that S.B. No. 1017 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1017, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 16, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 196) recommending that S.B. No. 1293, as amended in S.D.

1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1293, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 197) recommending that S.B. No. 1022 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1022, entitled: "A BILL FOR AN ACT RELATING TO THE DOWNPAYMENT LOAN PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 198) recommending that S.B. No. 570 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 570, entitled: "A BILL FOR AN ACT RELATING TO SUBMISSION OF REPORTS TO THE LEGISLATURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 199) recommending that S.B. No. 558, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 558, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 200) recommending that S.B. No. 25, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 25, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL WORLD WAR II MEMORIAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 201) recommending that S.B. No. 214, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 214, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," passed

Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 202) recommending that S.B. No. 749, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 749, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 203) recommending that S.B. No. 1608, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1608, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 204) recommending that S.B. No. 1610, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1610, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEFACING SERIAL NUMBERS, ETC., OF MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Judiciary.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 205) recommending that S.B. No. 1195 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1195, entitled: "A BILL FOR AN ACT RELATING TO TAXPAYER COMMUNICATION CONFIDENTIALITY PRIVILEGES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 206) recommending that S.B. No. 98 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 98, entitled: "A BILL FOR AN ACT RELATING TO LEGAL SERVICES FOR THE INDIGENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 207) recommending that S.B. No. 113, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 113, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONTINUED SERVICES OF THE DOMESTIC VIOLENCE CLEARINGHOUSE AND LEGAL HOTLINE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 208) recommending that S.B. No. 131 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 131, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CHILD SUPPORT ENFORCEMENT AGENCY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 209) recommending that S.B. No. 704 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 704, entitled: "A BILL FOR AN ACT RELATING TO CRIME VICTIM COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 210) recommending that S.B. No. 1186 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1186, entitled: "A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 211) recommending that S.B. No. 804, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 804, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DOMESTIC VIOLENCE SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 212) recommending that S.B. No. 1183 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 1183, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 213) recommending that S.B. No. 1296, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1296, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES FOR APPOINTED COUNSEL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 214) recommending that S.B. No. 1530 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1530, entitled: "A BILL FOR AN ACT RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 215) recommending that S.B. No. 1568 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1568, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION OF CRIME VICTIMS AND WITNESSES," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

MATTER DEFERRED FROM TUESDAY, FEBRUARY 13, 2001

S.B. No. 65:

Senator Kanno moved that S.B. No. 65, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak with reservations and said:

"Mr. President, I rise in support of the measure with strong reservations.

"Clearly, our objective is, and should be, stopping domestic violence. That is essential to our community. It is a charge that we have as we've seen an increase in domestic violence. However, oftentimes when we are debating and passing legislation, the legislation has unintended consequences.

"This bill, for example, takes the least serious of all assault offenses and what it does with a third degree assault is requires only physical pain by the victim, which is very subjective and can be in varying degrees. As we have done in the past couple of years, we've also expanded the definition of household for domestic violence purposes. So you have a situation here where you could have individuals that push or shove or do something that the other person says causes pain and we have escalated it into this assault charge. The difference is that the deferred acceptance procedure, which is currently allowed

under law as an alternative from harsh consequences of a first offense, is removed under this bill.

“In addition to that, it has consequences for people such as law enforcement officers and others who own or possess, legally, firearms. Because if they were convicted under this new law and not have an opportunity for a deferred acceptance, then in fact they could probably lose the opportunity to possess these firearms for the rest of their lives.

“So I would hope that as this bill moves to the House and elsewhere, that there would be additional language and an exception for a first time offense, depending again on the circumstances.

“I want to reiterate our strong support for the elimination of domestic violence, but I think that we have to also use prudence when we look at legislation we’ve crafted.

“Thank you.”

Senator Hemmings also rose with reservations and said:

“Mr. President, I speak with reservations, although I’m voting in favor of this legislation.

“In looking over the documentation and the history of this legislation, it’s clear that the intent is to further curb domestic violence, but it may be too extensive to include first-time alleged offenders who may not have domestic violence in their mind or in their deeds. Case histories on domestic violence also reflect that usually it’s not the first-time offender that is the problem in a family, it’s the fifth- and sixth- and seventh-time offender and the people who are violating restraining orders. It seems that the law is oftentimes a lot more liberal with that end of the spectrum. Most of the crimes committed recently in the State of Hawaii have been by people who have been convicted of felonious crimes many times over.

“I would urge caution on this bill in order that we do not unduly indict and convict, or not allow a deferred acceptance plea for those who may not be actually involved in domestic violence as we know it.

“Thank you, Mr. President.”

The motion was put by the Chair and carried, S.B. No. 65, entitled: “A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Matsunaga).

THIRD READING

S.B. No. 66, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 66, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AWARDING CUSTODY AND VISITATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Matsunaga).

S.B. No. 67, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 67, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE PROTECTIVE

ORDERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Matsunaga).

S.B. No. 69, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 69, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROTECTIVE ORDER,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Chumbley). Excused, 1 (Matsunaga).

Senator Kanno, for the Committee on Judiciary, requested a waiver pursuant to Senate Rule 20 for S.B. No. 535, and the Chair granted the waiver.

Senator Inouye, Chair of the Committee on Water, Land, Energy, and Environment, requested a waiver pursuant to Senate Rule 20 for S.B. Nos. 1131, 1136, and 1435, and the Chair granted the waiver.

At 11:55 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:56 o’clock a.m.

Senator Chun, for the Committee on Hawaiian Affairs, requested a waiver pursuant to Senate Rule 20 for S.B. Nos. 72, 496, and 897, and the Chair granted the waiver.

Senator Menor, Chair of the Committee on Commerce, Consumer Protection and Housing, requested a waiver pursuant to Senate Rule 20 for S.B. Nos. 257 and 1056, and the Chair granted the waiver.

ADJOURNMENT

At 12:00 o’clock noon, on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o’clock a.m., Thursday, February 15, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-FIRST DAY

Thursday, February 15, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:45 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Calvin Chinen, Moanalua Gardens Missionary Church, after which the Roll was called showing all Senators present with the exception of Senator Matsunaga who was excused.

The President announced that he had read and approved the Journal of the Twentieth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 10 to 16) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 10, transmitting H.B. No. 523, which passed Third Reading in the House of Representatives on February 13, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 523, entitled: "A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED PRACTICE OF LAW," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 11, transmitting H.B. No. 1538, which passed Third Reading in the House of Representatives on February 13, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1538, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CHILD-CUSTODY JURISDICTION AND ENFORCEMENT ACT," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 12, transmitting H.B. No. 201, H.D. 1, which passed Third Reading in the House of Representatives on February 14, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 201, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION ACT," passed First Reading by title and was referred to the Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

Hse. Com. No. 13, transmitting H.B. No. 586, H.D. 1, which passed Third Reading in the House of Representatives on February 14, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 586, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 14, transmitting H.B. No. 653, H.D. 1, which passed Third Reading in the House of Representatives on February 14, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 653, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 15, transmitting H.B. No. 1004, H.D. 1, which passed Third Reading in the House of Representatives on February 14, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1004, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 16, transmitting H.B. No. 1127, which passed Third Reading in the House of Representatives on February 14, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1127, entitled: "A BILL FOR AN ACT RELATING TO STATEMENTS OF ASSETS AND LIABILITIES OF HAWAII FINANCIAL INSTITUTIONS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 216) recommending that S.B. No. 78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 217) recommending that S.B. No. 654, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 654, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 218) recommending that S.B. No. 869 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and S.B. No. 869, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTION FROM THE GENERAL EXCISE TAX FOR NONPROFIT ORGANIZATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 219) recommending that S.B. No. 1114 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1114, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 220) recommending that S.B. No. 1125, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1125, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCE DIRECTIVES FOR PSYCHIATRIC CARE," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 221) recommending that S.B. No. 1127 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1127, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE CHILD AND ADOLESCENT MENTAL HEALTH DIVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 222) recommending that S.B. No. 1237, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1237, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 223) recommending that S.B. No. 1338 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1338, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 224) recommending that S.B. No. 1532, as amended in S.D. 1, pass

Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1532, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A DEPARTMENT OF HEALTH AND HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun, Kanno and Inouye, for the Committee on Hawaiian Affairs, the Committee on Judiciary and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 225) recommending that S.B. No. 107 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 107, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 226) recommending that S.B. No. 1076, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1076, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 227) recommending that S.B. No. 981, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 981, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 228) recommending that S.B. No. 1259 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1259, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIPIO VALLEY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 229) recommending that S.B. No. 1262 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1262, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS,"

passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 230) recommending that S.B. No. 1265 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1265, entitled: "A BILL FOR AN ACT RELATING TO THE ALA WAI WATERSHED," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 231) recommending that S.B. No. 1473, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1473, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Buen, for the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, presented a joint report (Stand. Com. Rep. No. 232) recommending that S.B. No. 12, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 12, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE LOWER HAMAKUA DITCH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Kawamoto, for the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 233) recommending that S.B. No. 1011 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1011, entitled: "A BILL FOR AN ACT RELATING TO GEOGRAPHIC INFORMATION SYSTEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 234) recommending that S.B. No. 1561 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1561, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 235) recommending that S.B. No. 178, as amended in

S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 178, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 236) recommending that S.B. No. 424, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 424, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed Second Reading and was recommitted to the Committee on Judiciary.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 237) recommending that S.B. No. 430, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 430, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROBATE," passed Second Reading and was recommitted to the Committee on Judiciary.

Senators Inouye and Buen, for the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, presented a joint report (Stand. Com. Rep. No. 238) recommending that S.B. No. 606, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 606, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLED WATER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 239) recommending that S.B. No. 64, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 64, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 240) recommending that S.B. No. 478, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 478, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PATHOLOGICAL INTOXICATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 241) recommending that S.B. No. 726, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 726, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASSAULT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2001.

Senators Inouye and Kawamoto, for the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 242) recommending that S.B. No. 754 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 754, entitled: "A BILL FOR AN ACT RELATING TO MARITIME LANDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2001.

Senators Kim and Kawamoto, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 243) recommending that S.B. No. 73 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 73, entitled: "A BILL FOR AN ACT RELATING TO STATE AND COUNTY IMMUNITY FROM LIABILITY," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kim and Kawamoto, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 244) recommending that S.B. No. 190 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 190, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Tam, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 245) recommending that S.B. No. 216 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 216, entitled: "A BILL FOR AN ACT RELATING TO WATERCRAFT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 246) recommending that S.B. No. 459, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 459, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHULUI ARMORY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 247) recommending that S.B. No. 559, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 559, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL SERVICE CONTRACTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 248) recommending that S.B. No. 758, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 758, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 249) recommending that S.B. No. 1203, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Energy, and Environment.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1203, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS," passed Second Reading and was referred to the Committee on Water, Land, Energy, and Environment.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 250) recommending that S.B. No. 1484 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1484, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 251) recommending that S.B. No. 1524 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1524, entitled: "A BILL FOR AN ACT RELATING TO OBSTRUCTING GOVERNMENT OPERATIONS," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Kanno, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 252) recommending that S.B. No. 1599, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1599, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES AND PROCEDURES ON ARREST," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 253) recommending that S.B. No. 1603, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1603, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL, DRUGS, AND HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Kanno, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 254) recommending that S.B. No. 1606, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1606, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 255) recommending that S.B. No. 43, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 43, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 256) recommending that S.B. No. 446, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 446, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 257) recommending that S.B. No. 729 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 729, entitled: "A BILL FOR AN ACT RELATING TO LABOR DISPUTES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 258) recommending that S.B. No. 1045 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1045, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 259) recommending that S.B. No. 1046 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1046, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 260) recommending that S.B. No. 1052 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1052, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 261) recommending that S.B. No. 1115, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1115, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
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No. 605 Committee on Agriculture, then jointly to the Committee on Judiciary and the Committee on Ways and Means

No. 723 Committee on Judiciary, then to the Committee on Ways and Means

No. 840, S.D. 1 Committee on Commerce, Consumer Protection and Housing, then jointly to the Committee on Judiciary and the Committee on Ways and Means

No. 1348 Committee on Ways and Means

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.B. No. 1558, and the Chair granted the waiver.

Senator Matsuura, for the Committee on Health and Human Services, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 86;
S.B. No. 88;
S.B. No. 157;
S.B. No. 235;
S.B. No. 250;
S.B. No. 879;
S.B. No. 921;
S.B. No. 957;
S.B. No. 977;
S.B. No. 991;
S.B. No. 992;
S.B. No. 1104;
S.B. No. 1182;
S.B. No. 1295; and
S.B. No. 1455,

and the Chair granted the waiver.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 61;
S.B. No. 331;
S.B. No. 1131; and
S.B. No. 1136,

and the Chair granted the waiver.

Senator Slom rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“We’ve completed one-third of the Session, meaning that we have two-thirds to go, and the skepticism I think that was apparent from the public at the beginning is probably thicker now than it was at that time. We have not really done anything to mitigate the concerns of the public – their concerns that we would not really accomplish anything major. We’ve not really moved along any major tax reduction or standard of living increases, although we’re now moving along a tax increase. We’ve got several other measures that would increase the cost of doing business, the cost of living in this State. We haven’t really done anything to downsize government or to realign or streamline government. We haven’t done anything to solve the problems that have been brought on by the labor negotiations and the many salary demands.

“But what we have done, though, is been very creative in overlapping hearing schedules and in the passage of voluminous omnibus bills on to the next committee, generally Ways and Means.

“We should not be satisfied. We can be patient – as you know, Mr. President, I’m a very patient individual – but we have to remember that in that two-thirds time that we’ve got to come forward and accomplish the things that we said that we all believe in and that we want to do. We’ve got to make those our priorities and not get caught up in the minutia . . . keep our eye on the focus of these activities that the public keeps telling us over and over again are most important.

“So I will remain patient, Mr. President, but I will also remain observant and participate in the process that hopefully will move us along.

“Thank you.”

ADJOURNMENT

At 12:02 o’clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o’clock a.m., Friday, February 16, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-SECOND DAY

Friday, February 16, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:47 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Daniel Senger, Associate Pastor, Co-Cathedral of St. Theresa, after which the Roll was called showing all Senators present with the exception of Senators Kim and Tam who were excused.

The President announced that he had read and approved the Journal of the Twenty-First Day.

STANDING COMMITTEE REPORTS

Senators Inouye and Chun, for the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 262) recommending that S.B. No. 497, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 497, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 263) recommending that S.B. No. 817, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 817, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE PLANT AND ANIMAL SPECIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 264) recommending that S.B. No. 873, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 873, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION TAX CREDITS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 265) recommending that S.B. No. 1132, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1132, S.D. 1, entitled: "A BILL FOR AN ACT RELATED TO GLASS RECYCLING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Tam, for the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 266) recommending that S.B. No. 1166 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1166, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM," passed Second Reading and was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 267) recommending that S.B. No. 1401, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1401, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ALA WAI WATERSHED," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 268) recommending that S.B. No. 525, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 525, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEXTBOOKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 269) recommending that S.B. No. 564, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 564, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 270) recommending that S.B. No. 1088, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1088, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 271) recommending that S.B. No. 1211, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and S.B. No. 1211, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 272) recommending that S.B. No. 97 pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 97, entitled: "A BILL FOR AN ACT RELATING TO TELEMARKETING FRAUD," passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 273) recommending that S.B. No. 457 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 457, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE PURCHASE AND REDEVELOPMENT OF THE MOLOKAI ELECTRIC POWER PLANT SITE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Inouye, for the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 274) recommending that S.B. No. 484, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 484, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Inouye, for the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 275) recommending that S.B. No. 519, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 519, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAILUA/WAIMANALO BAY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 276) recommending that S.B. No. 549, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and S.B. No. 549, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF MANUFACTURING EXTENSION PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Kawamoto, for the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 277) recommending that S.B. No. 552, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 552, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A KOREAN WAR MUSEUM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Kim, for the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 278) recommending that S.B. No. 645 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 645, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC AGE VERIFICATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 279) recommending that S.B. No. 647 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 647, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO STUDY THE FEASIBILITY OF ESTABLISHING A TECHNOLOGY-FOCUSED, COMMUNITY-BASED CENTER IN WAIALUA TOWN," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Inouye, for the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 280) recommending that S.B. No. 691 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 691, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENT OF AN OCEAN PARK AT KAKAOKO," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Inouye, for the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 281) recommending that S.B. No. 692 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was

adopted and S.B. No. 692, entitled: "A BILL FOR AN ACT RELATING TO THE HONOLULU WATERFRONT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Kim, for the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 282) recommending that S.B. No. 770 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 770, entitled: "A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY," passed Second Reading and was referred to the Committee on Judiciary.

Senators Tam and Kim, for the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 283) recommending that S.B. No. 796 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 796, entitled: "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 284) recommending that S.B. No. 826, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 826, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPORTS AND RECREATIONAL ACTIVITY LIABILITY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 285) recommending that S.B. No. 845, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 845, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASE-TO-FEE CONVERSION," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Tam, for the majority of the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 286) recommending that S.B. No. 909, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 909, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MARKETING COORDINATOR POSITION FOR THE STADIUM AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Kawamoto, for the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 287) recommending that S.B. No. 944, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 944, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 288) recommending that S.B. No. 950, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Energy, and Environment.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 950, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD," passed Second Reading and was referred to the Committee on Water, Land, Energy, and Environment.

Senators Inouye and Buen, for the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, presented a joint report (Stand. Com. Rep. No. 289) recommending that S.B. No. 11, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 11, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Tam, for the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 290) recommending that S.B. No. 100 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 100, entitled: "A BILL FOR AN ACT RELATING TO NATURAL AND CULTURAL RESOURCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 291) recommending that S.B. No. 138, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 138, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVERS," passed Second Reading and was referred to the Committee on Judiciary.

Senators Matsuura, Menor and Nakata, for the Committee on Health and Human Services, the Committee on Commerce, Consumer Protection and Housing and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 292)

recommending that S.B. No. 244, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 244, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE BENEFITS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Menor, for the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 293) recommending that S.B. No. 245, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 245, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE TAX BENEFITS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 294) recommending that S.B. No. 839, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 839, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORK," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Matsuura and Menor, for the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 295) recommending that S.B. No. 953 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 953, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 296) recommending that S.B. No. 1122, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1122, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Menor, for the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 297) recommending that S.B. No. 1325,

as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1325, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 298) recommending that S.B. No. 1478, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1478, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE QUEST PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Menor, for the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 299) recommending that S.B. No. 1534 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1534, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the majority of the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 300) recommending that S.B. No. 1576, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 1576, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 301) recommending that S.B. No. 143, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 143, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 302) recommending that S.B. No. 820 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 820, entitled: "A BILL FOR AN ACT

RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 303) recommending that S.B. No. 93 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 93, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 304) recommending that S.B. No. 743, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 743, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 305) recommending that S.B. No. 1579, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1579, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 306) recommending that S.B. No. 1216, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1216, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 307) recommending that S.B. No. 1364, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1364, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TEACHERS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 308) recommending that S.B. No. 1215, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1215, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION,” passed Second

Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 309) recommending that S.B. No. 1212, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1212, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 310) recommending that S.B. No. 1213, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1213, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 311) recommending that S.B. No. 1068, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1068, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRODUCER LICENSING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 312) recommending that S.B. No. 1070, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1070, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 313) recommending that S.B. No. 1374, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1374, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 314) recommending that S.B. No. 1550, as amended in S.D.

1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1550, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Judiciary.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 315) recommending that S.B. No. 223 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 223, entitled: "A BILL FOR AN ACT RELATING TO MACADAMIA NUT RESEARCH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 316) recommending that S.B. No. 547, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 547, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION TO EXPAND THE AGRICULTURAL LOAN FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 317) recommending that S.B. No. 624 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 624, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 318) recommending that S.B. No. 1226, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1226, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 319) recommending that S.B. No. 1264, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1264, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 320) recommending that S.B. No. 640, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 640, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Judiciary.

Senators Buen and Inouye, for the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 321) recommending that S.B. No. 1469 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1469, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 322) recommending that S.B. No. 182, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 182, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VETERANS CEMETERIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 323) recommending that S.B. No. 263 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 263, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTORS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 324) recommending that S.B. No. 756, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 756, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Nakata, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 325) recommending that S.B. No. 925 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 925, entitled: "A BILL FOR AN ACT

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Nakata, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 326) recommending that S.B. No. 932, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 932, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 327) recommending that S.B. No. 937 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 937, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Kawamoto and Kanno, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 328) recommending that S.B. No. 989, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 989, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 329) recommending that S.B. No. 1240, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1240, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 330) recommending that S.B. No. 1433 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1433, entitled: "A BILL FOR AN ACT RELATING TO UNINSURED MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 331) recommending that S.B. No. 1514, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1514, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Kanno, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 332) recommending that S.B. No. 1544, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1544, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 333) recommending that S.B. No. 1600, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1600, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL, DRUGS, AND HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 334) recommending that S.B. No. 1612 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1612, entitled: "A BILL FOR AN ACT RELATING TO CONTRACT AND PROCUREMENT FRAUD," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Kanno, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 335) recommending that S.B. No. 1620, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1620, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 336) recommending that S.B. No. 534,

as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 534, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MASTER TEACHERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 337) recommending that S.B. No. 584, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 584, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION PERSONNEL," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 338) recommending that S.B. No. 1089 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1089, entitled: "A BILL FOR AN ACT RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 339) recommending that S.B. No. 447 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 447, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was referred to the Committee on Judiciary.

Senators Nakata and Matsuura, for the Committee on Labor and the Committee on Health and Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 340) recommending that S.B. No. 471, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 471, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 341) recommending that S.B. No. 499, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 499, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVE SHARING," passed Second

Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 342) recommending that S.B. No. 710 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 710, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 343) recommending that S.B. No. 924, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 924, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS' BONUS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 344) recommending that S.B. No. 1035 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1035, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 345) recommending that S.B. No. 1053 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1053, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 346) recommending that S.B. No. 1242, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1242, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MILLENNIUM WORKFORCE DEVELOPMENT TRAINING PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 347) recommending that S.B. No. 1377, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1377, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 348) recommending that S.B. No. 1379 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1379, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 349) recommending that S.B. No. 1382 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1382, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the majority of the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 350) recommending that S.B. No. 711, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 711, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 351) recommending that S.B. No. 1129 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1129, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 352) recommending that S.B. No. 1142 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1142, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EARLY INTERVENTION SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 353) recommending that S.B. No. 132 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 132, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PEER EDUCATION PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 354) recommending that S.B. No. 520 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 520, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 355) recommending that S.B. No. 524, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Labor.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 524, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRINCIPALS AND VICE-PRINCIPALS," passed Second Reading and was referred to the Committee on Labor.

Senator Sakamoto for the Committee on Education, presented a report (Stand. Com. Rep. No. 356) recommending that S.B. No. 528, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 528, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 357) recommending that S.B. No. 531 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 531, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 358) recommending that S.B. No. 562 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 562, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 359) recommending that S.B. No. 565 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 565, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 360) recommending that S.B. No. 865 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 865, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL-TO-WORK," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 361) recommending that S.B. No. 1081 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1081, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 362) recommending that S.B. No. 1361 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1361, entitled: "A BILL FOR AN ACT RELATING TO THE VOLUNTEER INCENTIVE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 363) recommending that S.B. No. 1577, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1577, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Chun, for the Committee on Education and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 364) recommending that S.B. No. 496, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 496, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FOUNDATION ON CULTURE AND THE ARTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 365) recommending that the Senate advise and consent to the nomination of MARIE Y. OKAMURA as the Director of Taxation, in accordance with Gov. Msg. No. 117.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 365 and Gov. Msg. No. 117 was deferred until Tuesday, February 20, 2001.

ORDER OF THE DAY

THIRD READING

S.B. No. 875:

By unanimous consent, action on S.B. No. 875, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," was deferred until Tuesday, February 20, 2001.

S.B. No. 1017:

By unanimous consent, action on S.B. No. 1017, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," was deferred until Tuesday, February 20, 2001.

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 119	Jointly to the Committee on Judiciary and the Committee on Ways and Means
No. 263	Committee on Transportation, Military Affairs, and Government Operations, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
No. 400	Jointly to the Committee on Health and Human Services and the Committee on Judiciary
No. 441	Committee on Hawaiian Affairs, then jointly to the Committee on Judiciary and the Committee on Ways and Means
No. 645	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then jointly to the Committee on Judiciary and the Committee on Ways and Means
No. 813	Committee on Ways and Means
No. 873, S.D. 1	Committee on Water, Land, Energy, and Environment, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means

Senator Chun, for the Committee on Hawaiian Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.B. Nos. 72 and 1223, and the Chair granted the waiver.

Senator Matsuura, for the Committee on Health and Human Services, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.B. No. 975, and the Chair granted the waiver.

At 11:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:57 o'clock a.m.

Senator Slom rose on a point of personal privilege as follows:

"Mr. President, I rise on a point of personal privilege.

"I just wanted to acknowledge, on behalf of the Senate, the remarks quoted in the Honolulu Star Bulletin last night from one of our own – a person who has been a role model in our community, who has represented our State quite well, who works with youth, and who put in proper perspective the importance of both education and athletics but that there was no doubt that the priority is education. I'm talking about our world-class, world champion Sergeant-at-Arms, Ben Villaflor. I just want to congratulate him for his statements and his conduct.

"Thank you very much."

STANDING COMMITTEE REPORTS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Senate authorized the adoption of standing committee reports recommending that Senate bills pass Second Reading and be referred to committees. The Senate further authorized the adoption of standing committee reports recommending that Senate bills be referred to committees of last referral. In consequence thereof, and subsequent to its recessing at 12:00 o'clock noon, the Senate took the following actions on the following bills and standing committee reports:

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 366) recommending that S.B. No. 605, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 605, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE LEASES," passed Second Reading and was referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 367) recommending that S.B. No. 1238, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1238, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE MACADAMIA NUT INDUSTRY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kim and Kawamoto, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 368) recommending that S.B. No. 469, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 469, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PARKING FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 369) recommending that S.B. No. 807, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 807, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BEACH RESTORATION AND BEAUTIFICATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Kawamoto, for the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 370) recommending that S.B. No. 1312, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1312, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Kawamoto, for the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 371) recommending that S.B. No. 550, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 550, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO REPAIR AND MAINTAIN STATE-OWNED SMALL BOAT RECREATIONAL HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kawamoto, for the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 372) recommending that S.B. No. 594 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 594, entitled: "A BILL FOR AN ACT RELATING TO NEUROTRAUMA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 373) recommending that S.B. No. 1120, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 374) recommending that S.B. No. 1121 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1121, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 375) recommending that S.B. No. 1533 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1533, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 376) recommending that S.B. No. 588, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 588, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 377) recommending that S.B. No. 1034, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1034, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 378) recommending that S.B. No. 1036 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1036, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 379) recommending that S.B. No.

1494 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1494, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYERS WHO SUBSIDIZE TRANSPORTATION EXPENSES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 380), recommending that S.B. No. 369, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 369, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was referred to the Committee on Ways and Means.

Senators Buen and Kim, for the Committee on Agriculture and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 381) recommending that S.B. No. 643, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 643, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOGS," passed Second Reading and was referred to the Committee on Judiciary.

Senators Buen and Inouye, for the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 382) recommending that S.B. No. 1531, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1531, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nakata and Kim, for the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 383) recommending that S.B. No. 1044 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1044, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nakata and Kawamoto, for the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 384) recommending that S.B. No. 24, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 24, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed

Second Reading and was referred to the Committee on Ways and Means.

Senators Nakata and Kawamoto, for the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 385) recommending that S.B. No. 706 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 706, entitled: "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT," passed Second Reading and was referred to the Committee on Judiciary.

Senators Nakata and Kim, for the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 386) recommending that S.B. No. 850 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 850, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 387) recommending that S.B. No. 1558, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1558, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 388) recommending that S.B. No. 773, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 773, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT TAX CREDIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 389) recommending that S.B. No. 702, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 702, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 390) recommending that S.B. No. 1385 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1385, entitled: "A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 391) recommending that S.B. No. 1082, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1082, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun and Sakamoto, for the Committee on Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 392) recommending that S.B. No. 268 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 268, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 393) recommending that S.B. No. 897, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 897, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IOLANI PALACE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 394) recommending that S.B. No. 964, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 964, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CAVES TASK FORCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 395) recommending that S.B. No. 1099 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1099, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 396) recommending that S.B. No. 1101 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1101, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 397) recommending that S.B. No. 1350 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1350, entitled: "A BILL FOR AN ACT RELATING TO A HAWAIIAN AFFAIRS TASK FORCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun and Kanno, for the Committee on Hawaiian Affairs and the Committee on Judiciary, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 398) recommending that S.B. No. 1488, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1488, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL ATTORNEYS GENERAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 399) recommending that S.B. No. 126, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 126, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 400) recommending that S.B. No. 593, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 593, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 401) recommending that S.B. No. 697, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 697, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT ACCOUNTING PRINCIPLES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 402) recommending that S.B. No. 774, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 774, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Sakamoto, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 403) recommending that S.B. No. 843, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 843, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BICYCLE EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 404) recommending that S.B. No. 902 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 902, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF WASHINGTON PLACE FOR CAMPAIGN ACTIVITIES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 405) recommending that S.B. No. 903 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 903, entitled: "A BILL FOR AN ACT RELATING TO THE SALARY OF THE EXECUTIVE DIRECTOR OF THE STATE ETHICS COMMISSION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 406) recommending that S.B. No. 905 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 905, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF THE LOBBYIST

LAW,” passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 407) recommending that S.B. No. 914 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 914, entitled: “A BILL FOR AN ACT RELATING TO CONTRACTORS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 408) recommending that S.B. No. 926, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 926, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 409) recommending that S.B. No. 928 pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 928, entitled: “A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS,” passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 410) recommending that S.B. No. 985 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 985, entitled: “A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS,” passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 411) recommending that S.B. No. 990 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 990, entitled: “A BILL FOR AN ACT RELATING TO DEPUTY ATTORNEYS GENERAL,” passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 412) recommending that S.B. No. 1010 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1010, entitled: “A BILL FOR AN ACT RELATING TO FUNCTIONAL PLANS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 413) recommending that S.B. No. 1015 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1015, entitled: “A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII,” passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Kawamoto and Inouye, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 414) recommending that S.B. No. 1013, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1013, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Matsuura, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 415) recommending that S.B. No. 1019 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1019, entitled: “A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS,” passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 416) recommending that S.B. No. 1042 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1042, entitled: “A BILL FOR AN ACT RELATING TO REORGANIZATION OF STATE GOVERNMENT,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a

report (Stand. Com. Rep. No. 417) recommending that S.B. No. 1092, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1092, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A CHIEF INFORMATION OFFICER FOR THE STATE OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 418) recommending that S.B. No. 1113 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1113, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 419) recommending that S.B. No. 1170, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Technology.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1170, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISPLACED LESSEES," passed Second Reading and was referred to the Committee on Economic Development and Technology.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 420) recommending that S.B. No. 1225, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1225, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HIGHWAY VARIABLE MESSAGE SIGNS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 421) recommending that S.B. No. 1275, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1275, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS TO PILANI HIGHWAY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 422) recommending that S.B. No. 1299 pass Second Reading and be referred to the Committee on Tourism and Intergovernmental Affairs.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1299, entitled: "A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS," passed Second Reading and was referred to the Committee on Tourism and Intergovernmental Affairs.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 423) recommending that S.B. No. 1317 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1317, entitled: "A BILL FOR AN ACT RELATING TO THE FILING DATE OF ANNUAL FINANCIAL INTERESTS DISCLOSURE STATEMENTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 424) recommending that S.B. No. 1366, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1366, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 425) recommending that S.B. No. 1406 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1406, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 426) recommending that S.B. No. 1554, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1554, S.D. 1, entitled: "A BILL FOR AN ACT A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the majority of the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 427) recommending that S.B. No. 1559, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 1559, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANNING OF AN ALTERNATE ACCESS ROAD

FOR THE NORTH SHORE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 428) recommending that S.B. No. 171, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 171, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE REIMBURSEMENT,” passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 429) recommending that S.B. No. 809, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 809, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RIGHTS OF PARENTS AND GUARDIANS,” passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 430) recommending that S.B. No. 864, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 864, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON,” passed Second Reading and was referred to the Committee on Judiciary.

Senators Matsuura and Sakamoto, for the Committee on Health and Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 431) recommending that S.B. No. 81, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 81, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRISONS,” passed Second Reading and was referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

Senators Matsuura and Sakamoto, for the Committee on Health and Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 432) recommending that S.B. No. 87, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 87, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FAMILY SUPPORT CENTERS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Sakamoto, for the Committee on Health and Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 433) recommending that S.B. No. 91 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 91, entitled: “A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Sakamoto, for the Committee on Health and Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 434) recommending that S.B. No. 130, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 130, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BRIDGE TO HOPE PROGRAM,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Menor, for the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 435) recommending that S.B. No. 257, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 257, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE RETURN OF PRESCRIPTION DRUGS,” passed Second Reading and was referred to the Committee on Judiciary.

Senators Matsuura and Sakamoto, for the Committee on Health and Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 436) recommending that S.B. No. 1369, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1369, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NURSING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 437) recommending that S.B. No. 921, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 921, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 438) recommending that S.B. No. 991, as amended in

S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 991, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF THE TOBACCO SETTLEMENT AGREEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 439) recommending that S.B. No. 992, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 992, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 440) recommending that S.B. No. 1182, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1182, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 441) recommending that S.B. No. 1455, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1455, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Tam, for the Committee on Health and Human Services and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 442) recommending that S.B. No. 975 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 975, entitled: "A BILL FOR AN ACT RELATING TO TELEMEDICINE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 443) recommending that S.B. No. 235 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and S.B. No. 235, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 444), recommending that S.B. No. 181, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 181, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," was referred to the Committee on Ways and Means.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 445) recommending that S.B. No. 837, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 837, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 446) recommending that S.B. No. 1072, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1072, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 447) recommending that S.B. No. 841 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 841, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," passed Second Reading and was referred to the Committee on Judiciary.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 448) recommending that S.B. No. 1320, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1320, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kim and Sakamoto, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 449)

recommending that S.B. No. 262, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 262, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kim and Tam, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Economic Development and Technology, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 450), recommending that S.B. No. 336, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 336, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," was referred to the Committee on Ways and Means.

Senators Kim and Matsuura, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 451) recommending that S.B. No. 495, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 495, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HALFWAY HOUSES," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kim and Matsuura, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 452) recommending that S.B. No. 720, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 720, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROHIBITION OF DISCRIMINATION BY PUBLIC ENTITIES TOWARDS INDIVIDUALS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kim and Kawamoto, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 453) recommending that S.B. No. 900, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 900, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE APPLICATIONS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 454) recommending that S.B. No. 1540 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1540, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A HONOLULU CITY LIGHTS LOOKOUT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kim and Kanno, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 455) recommending that S.B. No. 1596 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1596, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HONOLULU POLICE DEPARTMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Menor, for the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 456) recommending that S.B. No. 1131, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1131, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL WASTES RECYCLING," passed Second Reading and was referred to the Committee on Judiciary.

Senators Inouye and Menor, for the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 457) recommending that S.B. No. 1136, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1136, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USED OIL," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 458) recommending that S.B. No. 1476 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1476, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 459) recommending that S.B. No. 1084, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was

adopted and S.B. No. 1084, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 460) recommending that S.B. No. 1102, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1102, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 461) recommending that S.B. No. 1223, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1223, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A NIIHAU ORAL HISTORY PROJECT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 462) recommending that S.B. No. 120, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 463) recommending that S.B. No. 198 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 198, entitled: "A BILL FOR AN ACT RELATING TO TAXATION APPEALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 464) recommending that S.B. No. 440 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 440, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 465) recommending that S.B. No. 453, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 453, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 466) recommending that S.B. No. 535, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 535, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 467) recommending that S.B. No. 834, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 834, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII ELECTION CAMPAIGN FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 468) recommending that S.B. No. 1126, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1126, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 469) recommending that S.B. No. 1365, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1365, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 470) recommending that S.B. No. 1460 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1460, entitled: "A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 471) recommending that S.B. No. 106 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 106, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 472) recommending that S.B. No. 187, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 187, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 473) recommending that S.B. No. 684 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 684, entitled: "A BILL FOR AN ACT RELATING TO FEES OF THE SHERIFF'S OFFICE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno and Matsuura, for the Committee on Judiciary and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 474) recommending that S.B. No. 721, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 721, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DOMESTIC VIOLENCE WORKING GROUP," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Sakamoto, for the Committee on Health and Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 475) recommending that S.B. No. 90, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 90, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTISM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 476) recommending that S.B. No. 1043 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1043, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno and Matsuura, for the Committee on Judiciary and the Committee on Health and Human Services,

presented a joint report (Stand. Com. Rep. No. 477) recommending that S.B. No. 1177, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1177, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 478) recommending that S.B. No. 1184 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1184, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COMPENSATION OF CRIME VICTIMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 479) recommending that S.B. No. 1322 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1322, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SENTENCING SIMULATION MODEL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 480) recommending that S.B. No. 1458 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1458, entitled: "A BILL FOR AN ACT RELATING TO JURORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 481) recommending that S.B. No. 1556 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1556, entitled: "A BILL FOR AN ACT RELATING TO ACT 278, SESSION LAWS OF HAWAII 1999," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye, Tam and Sakamoto, for the Committee on Water, Land, Energy, and Environment, the Committee on Economic Development and Technology and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 482) recommending that S.B. No. 1033, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1033, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL

OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAAHI BISHOP MUSEUM, OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 483) recommending that S.B. No. 838, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 838, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 484) recommending that S.B. No. 879, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 879, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Chun, for the Committee on Health and Human Services and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 485) recommending that S.B. No. 911 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 911, entitled: "A BILL FOR AN ACT RELATING TO QUEST," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 486) recommending that S.B. No. 1527, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1527, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROMOTING CHILD ABUSE," passed Second Reading and was referred to the Committee on Judiciary.

Senators Nakata and Kim, for the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 487) recommending that S.B. No. 849, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 849, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 488) recommending that S.B. No.

1038, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1038, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 489) recommending that S.B. No. 1048 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1048, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 490) recommending that S.B. No. 1145 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1145, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 491) recommending that S.B. No. 1151 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1151, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 492) recommending that S.B. No. 1388 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1388, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 493), recommending that S.B. No. 297, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 297, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 494) recommending that S.B. No. 545, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 545, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PACON INTERNATIONAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 495) recommending that S.B. No. 1500 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1500, entitled: "A BILL FOR AN ACT RELATING TO PRESERVING AND MAINTAINING HISTORIC IRWIN MEMORIAL PARK AS A LANDSCAPED STREET-LEVEL OPEN SPACE GATEWAY TO THE HONOLULU WATERFRONT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 496) recommending that S.B. No. 540, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 540, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 497) recommending that S.B. No. 1169, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1169, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 498) recommending that S.B. No. 621, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 621, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 499) recommending that S.B. No. 1634, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Energy, and Environment.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1634, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHERIES," passed Second Reading and was referred to the Committee on Water, Land, Energy, and Environment.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 500) recommending that S.B. No. 542, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 542, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 501) recommending that S.B. No. 1405, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1405, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC.," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam, Matsuura and Kawamoto, for the Committee on Economic Development and Technology, the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 502) recommending that S.B. No. 302, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 302, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," was referred to the Committee on Ways and Means.

Senators Chun and Kawamoto, for the Committee on Hawaiian Affairs and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 503) recommending that S.B. No. 72, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 72, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHŌ'OLAWĒ ISLAND RESERVE COMMISSION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Matsuura, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Health and Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 504) recommending that S.B. No. 233, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 233, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC," passed Second Reading and was referred to the Committee on Judiciary.

Senators Tam and Menor, for the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 505) recommending that S.B. No. 1276 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1276, entitled: "A BILL FOR AN ACT RELATING TO CYBERSQUATTING," passed Second Reading and was referred to the Committee on Judiciary.

Senators Tam and Menor, for the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 506) recommending that S.B. No. 1501, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1501, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO COMMUNITY DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 507) recommending that S.B. No. 842, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 842, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 508) recommending that S.B. No. 543, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 543, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RECRUIT INVESTMENT FROM PACIFIC RIM COUNTRIES IN SUPPORT OF COMMUNITY-BASED ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 509) recommending that S.B. No. 1502, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and S.B. No. 1502, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 510) recommending that S.B. No. 690 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 690, entitled: "A BILL FOR AN ACT RELATING TO RESEARCH AND TECHNOLOGY PARKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 511) recommending that S.B. No. 648, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 648, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 512) recommending that S.B. No. 1058 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1058, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 513) recommending that S.B. No. 1392 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 1392, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 514) recommending that S.B. No. 1414 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1414, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR UNIFORM LAWS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 515) recommending that S.B. No. 208 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 208, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 516) recommending that S.B. No. 1415, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1415, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 517) recommending that S.B. No. 134, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 134, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE TREATMENT SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 518) recommending that S.B. No. 1214, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1214, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Tam, for the Committee on Education and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 519) recommending that S.B. No. 1404 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1404, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE PUBLIC LIBRARY SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 520) recommending that S.B. No. 530, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 530, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL ADMINISTRATORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report

(Stand. Com. Rep. No. 521) recommending that S.B. No. 532 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 532, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kanno, for the Committee on Education and the Committee on Judiciary, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 522) recommending that S.B. No. 823, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 823, S.D. 1, entitled: "A BILL FOR AN ACT RELATED TO LIMITED LIABILITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 523) recommending that S.B. No. 1243, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1243, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 524) recommending that S.B. No. 1103 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1103, entitled: "A BILL FOR AN ACT RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Sakamoto, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 525) recommending that S.B. No. 505, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 505, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 526) recommending that S.B. No. 1315, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1315, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 527) recommending that S.B. No. 822 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 822, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS-WITHIN-SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 528) recommending that S.B. No. 127, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 127, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE IMPROVEMENT AND MAINTENANCE OF STUDENT LAVATORIES IN ALL HAWAII PUBLIC SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 529) recommending that S.B. No. 1360, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1360, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCENTIVE AND INNOVATION GRANTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 530) recommending that S.B. No. 1567, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1567, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL COMPLEXES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 531) recommending that S.B. No. 537, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 537, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kanno, for the Committee on Education and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 532) recommending that S.B. No. 1207, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was

adopted and S.B. No. 1207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kanno, for the Committee on Education and the Committee on Judiciary, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 533) recommending that S.B. No. 1580, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1580, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 534), recommending that S.B. No. 61, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 61, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NEEDLESTICK INJURY PREVENTION," was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 535), recommending that S.B. No. 331, S.D. 1, as amended in S.D. 2, be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 331, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was referred to the Committee on Judiciary.

Senators Menor and Matsuura, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 536) recommending that S.B. No. 591, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 591, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPISTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kawamoto, for the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 537) recommending that S.B. No. 53 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 53, entitled: "A BILL FOR AN ACT RELATING TO THE QUEST MEDICAL ASSISTANCE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 538) recommending that S.B. No. 56 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 56, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 539) recommending that S.B. No. 118, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 118, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 540) recommending that S.B. No. 250, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 250, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 541), recommending that S.B. No. 306, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 306, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY BASED ECONOMIC DEVELOPMENT," was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 542), recommending that S.B. No. 390, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 390, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 543), recommending that S.B. No. 394, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 394, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was referred to the Committee on Ways and Means.

Senators Chun and Matsuura, for the Committee on Hawaiian Affairs and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 544) recommending that S.B. No. 463 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 463, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PAPA OLA LOKAHI FOR NATIVE HAWAIIAN HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Sakamoto, for the Committee on Health and Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 545) recommending that S.B. No. 957, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 957, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STUDENT SUPPORT SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 546) recommending that S.B. No. 967, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 967, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FELIX CONSENT DECREE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Sakamoto, for the Committee on Health and Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 547) recommending that S.B. No. 1104, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1104, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS," passed Second Reading and was referred to the Committee on Judiciary.

Senators Sakamoto, Kim and Kawamoto, for the Committee on Education, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 548) recommending that S.B. No. 585, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 585, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," passed Second

Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 549) recommending that S.B. No. 527, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 527, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kawamoto, for the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 550) recommending that S.B. No. 563, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 563, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STUDENT TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 551) recommending that S.B. No. 977, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 977, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FELIX CONSENT DECREE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 552) recommending that S.B. No. 1303, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1303, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno and Kim, for the Committee on Judiciary and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 553) recommending that S.B. No. 734 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 734, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Menor, for the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 554) recommending that

S.B. No. 656, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 656, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Tam, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 555) recommending that S.B. No. 752, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 752, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BOATING FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Menor, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 556) recommending that S.B. No. 1016 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1016, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 557) recommending that S.B. No. 1054, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1054, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MANAGEMENT OF FINANCING AGREEMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 558) recommending that S.B. No. 1199, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1199, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 559) recommending that S.B. No. 1314, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1314, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 560) recommending that S.B. No. 94 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 94, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 561) recommending that S.B. No. 493, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 493, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 562) recommending that S.B. No. 526, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 526, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 563), recommending that S.B. No. 582, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 582, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSPACE ENTREPRENEURS ACADEMIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 564) recommending that S.B. No. 1362, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1362, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COACHES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 565) recommending that S.B. No. 1188, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1188, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING FOR DRUGS AND INTOXICATING COMPOUNDS OFFENSES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 566) recommending that S.B. No. 1573, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1573, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WAIAWA CORRECTIONAL FACILITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Tam, for the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 567) recommending that S.B. No. 1030, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1030, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Tam, for the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 568) recommending that S.B. No. 1435, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1435, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HYDROGEN RESEARCH AND DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto for the Committee on Education, presented a report (Stand. Com. Rep. No. 569) recommending that S.B. No. 670, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 670, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE STUDENT COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 570) recommending that S.B. No. 988, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and S.B. No. 988, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANCILLARY FACILITIES FOR THE STATE ART MUSEUM IN THE NO. 1 CAPITOL DISTRICT BUILDING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 571) recommending that S.B. No. 664, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 664, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SMALL BOAT HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 572) recommending that S.B. No. 678, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 678, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Inouye, for the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 573) recommending that S.B. No. 1028, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1028, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT DISTRICTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tam and Sakamoto, for the Committee on Economic Development and Technology and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 574) recommending that S.B. No. 1097, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1097, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF CERTAIN SPORTS COMPLEXES TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 575), recommending that S.B. No. 382, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 382, S.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO EDUCATION," was referred to the Committee on Ways and Means.

Senators Sakamoto and Tam, for the Committee on Education and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 576) recommending that S.B. No. 1292, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1292, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 577), recommending that S.B. No. 415, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 415, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS," was referred to the Committee on Ways and Means.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 11:30 o'clock a.m., Tuesday, February 20, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-THIRD DAY

Tuesday, February 20, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Father William O'Connell, Administrator, Marianist Hall Community, after which the Roll was called showing all Senators present with the exception of Senator Sakamoto who was excused.

The President announced that he had read and approved the Journal of the Twenty-Second Day.

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:44 o'clock a.m.

At this time, the following introductions were made to the members of the Senate:

Senators Menor and Taniguchi introduced and congratulated the following recipients of the Milken Family Foundation National Educator Awards: Alison Tanaka of Kanoelani Elementary School, and Linda Morikone of Noelani Elementary School.

Senator Taniguchi then congratulated Noelani Elementary School on being selected as a Blue Ribbon School in Hawaii by the United States Department of Education and introduced Clayton Fujie, principal; and Sarah Sherry, a student body representative.

At 11:49 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:13 o'clock p.m.

STANDING COMMITTEE REPORTS

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 578) recommending that S.B. No. 490 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 490, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF CONVICTED DEFENDANTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 579) recommending that S.B. No. 781 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 781, entitled: "A BILL FOR AN ACT RELATING TO PENAL RESPONSIBILITY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 580) recommending that S.B. No.

805, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 805, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 581) recommending that S.B. No. 859, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 859, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2001.

Senators Chun and Matsuura, for the Committee on Hawaiian Affairs and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 582) recommending that S.B. No. 1390, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1390, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADITIONAL HAWAIIAN HEALING PRACTICES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2001.

ORDER OF THE DAY**THIRD READING****MATTERS DEFERRED FROM
FRIDAY, FEBRUARY 16, 2001**

S.B. No. 875:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 875, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Sakamoto).

S.B. No. 1017:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1017, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Sakamoto).

THIRD READING

S.B. No. 64, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 64, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Sakamoto).

S.B. No. 478, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 478, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PATHOLOGICAL INTOXICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Sakamoto).

S.B. No. 726, S.D. 1:

Senator Kanno moved that S.B. No. 726, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose in support of the measure with reservations as follows:

"Mr. President, I rise to speak in support of the bill, with reservations.

"My reservations are in the hope that the Chair will look at the drafting of the bill. I think it's somewhat confusing and problematic and needs work as this measure goes forward.

"Thank you."

The motion was put by the Chair and carried, S.B. No. 726, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASSAULT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Sakamoto).

S.B. No. 754:

Senator Inouye moved that S.B. No. 754, having been read throughout, pass Third Reading, seconded by Senator Kawamoto.

Senator Chun requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 754, entitled: "A BILL FOR AN ACT RELATING TO MARITIME LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Sakamoto).

S.B. No. 496, S.D. 1:

By unanimous consent, action on S.B. No. 496, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FOUNDATION ON CULTURE AND THE ARTS," was deferred until Wednesday, February 21, 2001.

ADVISE AND CONSENT

Stand. Com. Rep. No. 365 (Gov. Msg. No. 117):

By unanimous consent, action on Stand. Com. Rep. No. 365 and Gov. Msg. No. 117 was deferred until Wednesday, February 21, 2001.

RE-REFERRAL OF SENATE BILL

The Chair re-referred the following Senate bill that was introduced:

Senate Bill	Referred to:
No. 400	Committee on Health and Human Services

ADJOURNMENT

At 12:17 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 21, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-FOURTH DAY

Wednesday, February 21, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Steve Zurcher, Senior Pastor, Nanaikapono Protestant Church, after which the Roll was called showing all Senators present with the exception of Senators Buen, Hanabusa, Ihara and Menor who were excused.

The President announced that he had read and approved the Journal of the Twenty-Third Day.

Senator Chun Oakland, in recognizing the First Ladies of the State of Hawaii as recipients of the 2001 Winners at Work Palaka Award, introduced First Lady Nancy Quinn (1957 to 1962), First Lady Jean Ariyoshi (1974 to 1986), First Lady Lynne Waihee (1986 to 1994), and First Lady Vicky Cayetano (1997 to present). Accompanying the First Ladies was Sandra Kofel, Vice President/Director of Program Services for Winners at Work.

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 12 and 13) were read by the Clerk and were referred to committees:

Senate Concurrent Resolution

No. 12 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON GRANTING LIMITED PRESCRIPTIVE AUTHORITY TO PSYCHOLOGISTS CERTIFIED IN PSYCHOPHARMACOLOGY."

Offered by: Senator Matsuura, by request.

Referred to: Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 13 "SENATE CONCURRENT RESOLUTION REQUESTING SOCIALLY RESPONSIBLE INVESTMENT."

Offered by: Senator Matsuura.

Referred to: Committee on Economic Development and Technology, then to the Committee on Ways and Means

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 9 and 10) were read by the Clerk and were referred to committees:

Senate Resolution

No. 9 "SENATE RESOLUTION REQUESTING A STUDY ON GRANTING LIMITED PRESCRIPTIVE AUTHORITY TO PSYCHOLOGISTS CERTIFIED IN PSYCHOPHARMACOLOGY."

Offered by: Senator Matsuura, by request.

Referred to: Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 10 "SENATE RESOLUTION REQUESTING SOCIALLY RESPONSIBLE INVESTMENT."

Offered by: Senator Matsuura.

Referred to: Committee on Economic Development and Technology, then to the Committee on Ways and Means

STANDING COMMITTEE REPORT

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 583) recommending that S.B. No. 400, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Health and Human Services.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 400, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," passed Second Reading and was recommitted to the Committee on Health and Human Services.

ORDER OF THE DAY

THIRD READING

MATTER DEFERRED FROM TUESDAY, FEBRUARY 20, 2001

S.B. No. 496, S.D. 1:

Senator Chun moved that S.B. No. 496, S.D. 1, be referred to the Committee on Ways and Means, seconded by Senator Sakamoto.

Senator Chun then explained:

"Mr. President, the draft of S.B. No. 496 has fiscal implications and should be referred to the Committee on Ways and Means. The fiscal implications were added in the S.D. 1."

The motion was then put by the Chair and carried, S.B. No. 496, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FOUNDATION ON CULTURE AND THE ARTS," was referred to the Committee on Ways and Means.

ADVISE AND CONSENT

MATTER DEFERRED FROM TUESDAY, FEBRUARY 20, 2001

Stand. Com. Rep. No. 365 (Gov. Msg. No. 117):

Senator Taniguchi moved that Stand. Com. Rep. No. 365 be received and placed on file, seconded by Senator Chun and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of MARIE Y. OKAMURA as the Director of Taxation, term to expire December 2, 2002, seconded by Senator Chun.

Senator Taniguchi rose in support of the nominee and said:

“Mr. President, I rise to speak in favor of G.M. No. 117.

“Mr. President, Marie Y. Okamura has worked for the last 19 years with the Department of Taxation. She began as a field auditor and served as chief of the revenue accounting branch, and in 1987 she began serving as head of the tax services and processing division which ultimately led her to the appointment as Deputy Director in 1999. In addition, during her years of service with the Department of Taxation, Ms. Okamura was once named ‘Employee of the Year’ and twice named ‘Manager of the Year.’

“All testimony at the hearing was in support of the nominee. The testimony indicated that Ms. Okamura is dedicated to ensuring that the services provided to the public are professional, efficient, and friendly. Her ability to initiate, plan, direct, and complete large and complex projects was particularly noted. She is someone who has worked her way to the top.

“Mr. President, after full consideration of the background, character, experience and qualifications of the nominee, your Committee has found the nominee qualified for the position to which she is nominated and would recommend the Senate advise and consent to the nomination.

“Thank you.”

Senator Hemmings also rose in support of the nominee and said:

“Mr. President, as the ranking member of your Republican contingent on the Ways and Means Committee, and, I might add, the only one on the Committee, I enjoy standing up in highly endorsing Ms. Okamura’s nomination to this position. She has gained her prominence in the tax department the old fashion way. Sometimes it eludes many of our society. She’s worked hard for many, many long years and I suspect her leadership in that role is going to bring her expertise to the job at hand.

“I am also noticing, and I’m somewhat concerned oftentimes though, that she does seem to spend an exorbitant amount of time with Lowell Kalapa, but we’re monitoring that real closely, Mr. President.

“I do hope that I’m speaking on behalf of the Republican Caucus that we support this nomination and wish her well.

“Thank you, Mr. President.”

Senator Hogue rose to support the nominee as follows:

“Mr. President, as the tallest member of the State Senate, I rise in support of a tiny lady with a huge, huge heart.

“I have noticed that even in my very brief tenure here in the State Senate, Mr. President, that Marie Okamura has been very open and accessible and willing to work hard to find the answers that are sometimes underlying in the tax issues.

“I highly endorse this very tiny lady with a big heart. Thank you.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Buen, Hanabusa, Ihara, Menor).

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 400	Jointly to the Committee on Health and Human Services and the Committee on Judiciary
No. 1100	Committee on Judiciary

ADJOURNMENT

At 12:03 o’clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o’clock a.m., Thursday, March 1, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-FIFTH DAY

Thursday, March 1, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Associate Pastor Gisele Ferreira, Hope Chapel, Manoa, after which the Roll was called showing all Senators present with the exception of Senator Chumbley who was excused.

The President announced that he had read and approved the Journal of the Twenty-Fourth Day.

Senator Hogue, in recognition of National Education Month, introduced Brienne Chang and James Ahuna from Kaneohe Elementary School and congratulated them on being named "best readers" in their second grade class.

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:16 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 173 to 176) were read by the Clerk and were placed on file:

Gov. Msg. No. 173, dated February 7, 2001, transmitting the Report of the Mental Health Task Force prepared by the Mental Health Task Force and the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Act 243, SLH 2000.

Gov. Msg. No. 174, dated February 8, 2001, transmitting a report prepared by the Department of Health pursuant to S.C.R. No. 151 (1999), requesting the Department of Health to develop and implement a five-year statewide, comprehensive, strategic plan for services and supports for individuals with developmental disabilities or mental retardation.

Gov. Msg. No. 175, dated February 9, 2001, transmitting the Annual Report Establishing the Primary Health Care Incentive Program and the Primary Care Roundtable prepared by the Department of Health, pursuant to Act 41, SLH 1992.

Gov. Msg. No. 176, dated February 12, 2001, transmitting the Hawaii Health Systems Corporation's Critical Access Hospitals Report, pursuant to Act 281, Section 4, SLH 2000.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 15, from the State Auditor dated February 12, 2001, transmitting a report, "Audit of Workers' Compensation Payment Process in State Agencies," (Report No. 01-03), was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 17 to 28) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 17, transmitting H.B. No. 526, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 526, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 18, transmitting H.B. No. 587, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 587, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKER LICENSING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 19, transmitting H.B. No. 588, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 588, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 20, transmitting H.B. No. 598, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 598, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTIONS FOR DEPOSITORY INSTITUTION SALES OF INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 21, transmitting H.B. No. 660, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 660, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment.

Hse. Com. No. 22, transmitting H.B. No. 692, which passed Third Reading in the House of Representatives on February 20, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 692, entitled: "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment.

Hse. Com. No. 23, transmitting H.B. No. 700, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 700, H.D. 1, entitled: "A

BILL FOR AN ACT RELATING TO THE SALE OF POISONS," passed First Reading by title and was referred to the Committee on Health and Human Services.

Hse. Com. No. 24, transmitting H.B. No. 1176, which passed Third Reading in the House of Representatives on February 20, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1176, entitled: "A BILL FOR AN ACT RELATING TO INSPECTIONS BY THE COUNTY FIRE CHIEF OR THE CHIEF'S DESIGNEES," passed First Reading by title and was referred jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 25, transmitting H.B. No. 1257, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1257, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEI DAY," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs.

Hse. Com. No. 26, transmitting H.B. No. 1474, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1474, H.D. 1, entitled: "A BILL FOR AN ACT ADOPTING AN OFFICIAL STATE TARTAN," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs.

Hse. Com. No. 27, transmitting H.B. No. 624, which passed Third Reading in the House of Representatives on February 21, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 624, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed First Reading by title and was referred to the Committee on Hawaiian Affairs, then to the Committee on Judiciary.

Hse. Com. No. 28, transmitting H.B. No. 625, which passed Third Reading in the House of Representatives on February 21, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 625, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed First Reading by title and was referred to the Committee on Hawaiian Affairs, then to the Committee on Judiciary.

JUDICIARY COMMUNICATION

Jud. Com. No. 1, submitting for consideration and consent, the nomination of REINETTE W. COOPER to the Office of Judge, District Court of the Second Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of six years, was read by the Clerk and was referred to the Committee on Judiciary.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 14 to 18) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 14 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO INCLUDE A PARENTING COMPONENT IN SCHOOL CURRICULUM."

Offered by: Senators Chun Oakland, Kanno, Buen, Kim, Sakamoto, Hanabusa.

No. 15 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENTS OF HUMAN SERVICES, HEALTH, AND LABOR AND INDUSTRIAL RELATIONS TO EXAMINE TRANSITIONAL LIVING PROGRAMS FOR YOUTHS IN FOSTER CARE."

Offered by: Senators Chun Oakland, Kanno, Chumbley, Buen, Kim, Sakamoto, Hanabusa.

No. 16 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE ETHICS COMMISSION TO INVESTIGATE ALLEGATIONS OF ETHICAL VIOLATIONS BY EMPLOYEES OF THE DIVISION OF BOATING AND OCEAN RECREATION; AND REQUESTING THE DIVISION, WITH THE ASSISTANCE OF THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT, TO ANNUALLY REVIEW JOB DESCRIPTIONS IN THE DIVISION TO ENSURE COMPLIANCE WITH ALL APPLICABLE LAWS."

Offered by: Senators Tam, Slom, Hemmings, Ihara, Ige.

No. 17 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO REVIEW THE PURCHASE AND IMPLEMENTATION OF THE NEW RADIO SYSTEM USED BY THE HONOLULU POLICE DEPARTMENT."

Offered by: Senators Hanabusa, Taniguchi, Kawamoto, Buen, Chun Oakland, Slom, Tam, Matsuura, Kanno, Ige, Fukunaga, Ihara.

No. 18 "SENATE CONCURRENT RESOLUTION REQUESTING THE CREATION OF A COORDINATING COMMITTEE TO OVERSEE THE CARE OF MEDICALLY FRAGILE CHILDREN."

Offered by: Senator Matsuura.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 11 to 13) were read by the Clerk and were deferred:

Senate Resolution

No. 11 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO INCLUDE A PARENTING COMPONENT IN SCHOOL CURRICULUM."

Offered by: Senators Chun Oakland, Kanno, Kim, Buen, Kokubun, Hanabusa, Chun, Sakamoto.

No. 12 "SENATE RESOLUTION REQUESTING THE DEPARTMENTS OF HUMAN SERVICES, HEALTH, AND LABOR AND INDUSTRIAL RELATIONS TO EXAMINE TRANSITIONAL LIVING PROGRAMS FOR YOUTHS IN FOSTER CARE."

Offered by: Senators Chun Oakland, Kanno, Sakamoto, Kim, English, Tam, Nakata, Taniguchi, Matsuura, Chumbley, Fukunaga, Ige, Kokubun.

No. 13 "SENATE RESOLUTION REQUESTING THE CREATION OF A COORDINATING COMMITTEE TO OVERSEE THE CARE OF MEDICALLY FRAGILE CHILDREN."

Offered by: Senator Matsuura.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 584), recommending that S.C.R. No. 11 be referred to the Committee on Agriculture.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 11, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBMIT ITS FINAL REPORT TO THE LEGISLATURE AS REQUIRED BY ACT 109, SESSION LAWS OF HAWAII 1996," was referred to the Committee on Agriculture.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 585), recommending that S.R. No. 8 be referred to the Committee on Agriculture.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 8, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBMIT ITS FINAL REPORT TO THE LEGISLATURE AS REQUIRED BY ACT 109, SESSION LAWS OF HAWAII 1996," was referred to the Committee on Agriculture.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 586) recommending that S.B. No. 984 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 984, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION PROJECTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 587) recommending that S.B. No. 986, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 986, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 588) recommending that S.B. No. 448 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 448, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kim and Kawamoto, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 589) recommending that S.B. No. 1590 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1590, entitled: "A BILL FOR AN ACT RELATING TO INSPECTIONS BY THE COUNTY FIRE CHIEF OR THE CHIEF'S DESIGNEES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the majority of the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 590) recommending that S.B. No. 625, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 625, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 591) recommending that S.B. No. 748 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 748, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLE OPERATOR EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 592) recommending that S.B. No. 750 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 750, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 593) recommending that S.B. No. 1171 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1171, entitled: "A BILL FOR AN ACT RELATING TO REPORTS," passed Second Reading and was

placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 594) recommending that S.B. No. 1202, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1202, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 595) recommending that S.B. No. 1397, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1397, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 596) recommending that S.B. No. 1453 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1453, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 597) recommending that S.B. No. 1389 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1389, entitled: "A BILL FOR AN ACT RELATING TO TOWING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 598) recommending that S.B. No. 1575, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1575, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 599) recommending that S.B. No.

1624 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1624, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 600) recommending that S.B. No. 1135 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1135, entitled: "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 601) recommending that S.B. No. 1167 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1167, entitled: "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 602) recommending that S.B. No. 1173 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1173, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 603) recommending that S.B. No. 1203, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 603 and S.B. No. 1203, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 604) recommending that S.B. No. 1084, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 604 and S.B. No. 1084, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION," was deferred until Tuesday, March 6, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 605) recommending that S.B. No. 1133, as amended in S.D. 1, pass

Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1133, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 606) recommending that S.B. No. 1175 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1175, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF POISONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 607) recommending that S.B. No. 1487, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1487, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 608) recommending that S.B. No. 939, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 939, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 609) recommending that S.B. No. 1062, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1062, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 610) recommending that S.B. No. 1063, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1063, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO MORTGAGE BROKER LICENSING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 611) recommending that S.B. No. 1065 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1065, entitled: "A BILL FOR AN ACT RELATING TO ARCHITECTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 612) recommending that S.B. No. 1069, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1069, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 613) recommending that S.B. No. 1071 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1071, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 614) recommending that S.B. No. 1074, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1074, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTIONS FOR DEPOSITORY INSTITUTION SALES OF INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 615) recommending that S.B. No. 1078, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1078, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 616) recommending that S.B. No. 1079, as amended in S.D.

1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1079, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY PARTNERSHIPS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 617) recommending that S.B. No. 1128, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1128, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 618) recommending that S.B. No. 48, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 618 and S.B. No. 48, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 619) recommending that S.B. No. 173, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 619 and S.B. No. 173, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 620) recommending that S.B. No. 174 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 620 and S.B. No. 174, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 621) recommending that S.B. No. 175, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 621 and S.B. No. 175, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 622) recommending that S.B. No. 176 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 622 and S.B. No. 176, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 623) recommending that S.B. No. 178, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 623 and S.B. No. 178, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 624) recommending that S.B. No. 180, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 624 and S.B. No. 180, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 625) recommending that S.B. No. 210, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 625 and S.B. No. 210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PILOTS," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 626) recommending that S.B. No. 1019, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 626 and S.B. No. 1019, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 627) recommending that S.B. No. 1113 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 627 and S.B. No. 1113, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 628) recommending that S.B. No. 1119, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 628 and S.B. No. 1119, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 629) recommending that S.B. No. 1121 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 629 and S.B. No. 1121, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 630) recommending that S.B. No. 1129 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 630 and S.B. No. 1129, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 631) recommending that S.B. No. 423, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 423, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PROCEEDINGS," passed Second Reading and was recommitted to the Committee on Judiciary.

ORDER OF THE DAY

THIRD READING

S.B. No. 490:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 490, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF CONVICTED DEFENDANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Chumbley).

S.B. No. 781:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 781, entitled: "A BILL FOR AN ACT RELATING TO PENAL RESPONSIBILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Chumbley).

S.B. No. 805, S.D. 1:

Senator Kanno moved that S.B. No. 805, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hemmings rose to speak with reservations on the measure as follows:

"Mr. President, I rise to speak with reservations on the bill.

"Mr. President, after going over the digest and talking with my illustrious Judiciary Committee Representative, I see that this bill may interfere with a privacy relationship between the patients and doctors. Further through that, I think the previous Legislature passed a bill that was quite controversial on that relationship and this may add to the complication, therefore, my reservations.

"Thank you, Mr. President."

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 805, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Chumbley).

S.B. No. 859, S.D. 1:

Senator Kanno moved that S.B. No. 859, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak on the measure with reservations as follows:

"Mr. President, I rise to speak in favor of the bill with reservations.

"I think that the intent of the bill is good, but the bill has some problems within it. Both the prosecuting attorney and the paroling authority have testified in opposition to the measure, and I think what it does is undercut the responsibilities of the paroling authority. It does have flexibility right now to do the things that are embodied in this bill, but I think that this is an end run around their responsibility.

"Thank you."

Senators Inouye, Ihara, Kim, Ige, Hogue and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Chun rose to speak in favor of the measure and said:

"Mr. President, I'd like to speak in favor of the measure.

"Yes, it is true that it is under the authority of the parole board, but truthfully speaking, when the parole board refuses to take responsibility for its action, refuses to basically allow some kind of incentive program for its prisoners, I think the Legislature has to step in. This bill does that. If the paroling board wants to try to retake their responsibility and do the job that they were asked to do to begin with, then the bill provides that they can do so.

"I believe this bill is a good attempt to get the departments to do the work that they're supposed to do."

Senator Slom responded as follows:

"Mr. President, with all due respect to my learned colleague from the beautiful Garden Island of Kauai, it's not that the paroling authority has refused to do it, it's that the paroling authority has examined various procedures involved with individual cases and has made a determination on their own based on the facts that early release was not in the best interest of the individual or the victims themselves.

"Thank you."

The motion was put by the Chair and carried, S.B. No. 859, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Matsunaga). Excused, 1 (Chumbley).

S.B. No. 1390, S.D. 1:

On motion by Senator Chun, seconded by Senator Matsuura and carried, S.B. No. 1390, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADITIONAL HAWAIIAN

HEALING PRACTICES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Chumbley).

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 239	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary
No. 847	Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Labor and the Committee on Judiciary
No. 1096	Committee on Ways and Means
No. 1529	Committee on Judiciary

At this time, Senator Sakamoto made the following announcement:

“Mr. President, for the record, your joint Committees on Education and Health and Human Services heard S.B. No. 51 on February 28th of this year. That’s the bill relating to charter schools. Subsequently, we deferred the bill to March 2nd at 2:00 p.m. for Education, and 1:30 p.m. for HHS.

“The proposed amendments to S.B. No. 51 have financial implications and therefore the Honorable Chair of the Ways and Means Committee has agreed to waive the bill at this point in time, provided they be included in future deliberations on the matter.

“I just wanted to, for the record, make this statement, Mr. President. Thank you.”

At 12:23 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 o’clock p.m.

Senator Kanno, for the Committee on Judiciary, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 331;
S.B. No. 423;
S.B. No. 720;
S.B. No. 759;
S.B. No. 932; and
S.B. No. 1529,

and the Chair granted the waiver.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.B. Nos. 169 and 1067, and the Chair granted the waiver.

At 12:29 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:31 o’clock p.m.

Senator Taniguchi, for the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 598;
S.B. No. 836;
S.B. No. 957;
S.B. No. 977;
S.B. No. 1054;
S.B. No. 1096;
S.B. No. 1264;
S.B. No. 1303;
S.B. No. 1366;
S.B. No. 1401;
S.B. No. 1469;
S.B. No. 1473; and
S.B. No. 1567,

and the Chair granted the waiver.

ADJOURNMENT

At 12:34 o’clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o’clock a.m., Friday, March 2, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-SIXTH DAY

Friday, March 2, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Kathleen Marie Shields, Director of Religious Education, Diocese of Honolulu, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Twenty-Fifth Day.

Senator Sakamoto, on behalf of Senator Hogue and himself, introduced Kailua High School Science Teacher Derek Minakami and congratulated him on being named the 2001 Hawaii State Teacher of the Year.

At 11:51 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:57 o'clock a.m.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 19 and 20) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 19 "SENATE CONCURRENT RESOLUTION REQUESTING THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO REVIVE ITS PROPOSAL FOR THE REACTIVATION OF THE NOFI O PUNA RESEARCH CENTER."

Offered by: Senator Inouye.

No. 20 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF ESTABLISHING AN INTER-ISLAND FERRY SYSTEM BETWEEN ALL OF THE ISLANDS."

Offered by: Senators Kawamoto, Buen.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 14 and 15) were read by the Clerk and were deferred:

Senate Resolution

No. 14 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REMOVE SODA FROM DRINK VENDING MACHINES IN PUBLIC SCHOOLS."

Offered by: Senator Matsuura.

No. 15 "SENATE RESOLUTION REQUESTING THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO REVIVE ITS PROPOSAL FOR THE REACTIVATION OF THE NOFI O PUNA RESEARCH CENTER."

Offered by: Senator Inouye.

STANDING COMMITTEE REPORTS

Senators Buen and Inouye, for the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 632) recommending that S.B. No. 623, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 623, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 633) recommending that S.B. No. 1138, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1138, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE NEWBORN HEARING SCREENING PROGRAM," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Menor and Taniguchi, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 634) recommending that S.B. No. 123, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 123, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 635) recommending that S.B. No. 1026, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1026, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 636) recommending that S.B. No. 1061, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1061, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS," passed

Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 637) recommending that S.B. No. 1332, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1332, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 638) recommending that S.B. No. 1333, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1333, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 639) recommending that S.B. No. 29, S.D. 1, amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 639 and S.B. No. 29, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 640) recommending that S.B. No. 937 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 640 and S.B. No. 937, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 641) recommending that S.B. No. 1015, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 641 and S.B. No. 1015, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 642) recommending that S.B. No. 1064 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 642 and S.B. No. 1064, entitled: "A BILL FOR AN ACT RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS," was deferred until Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a

report (Stand. Com. Rep. No. 643) recommending that S.B. No. 1200, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1200, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE TRANSPORTATION PLANNING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 644) recommending that S.B. No. 1162, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 644 and S.B. No. 1162, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 645) recommending that S.B. No. 699 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 699, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 646) recommending that S.B. No. 735, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 735, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 647) recommending that S.B. No. 1047 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1047, entitled: "A BILL FOR AN ACT RELATING TO THE SHORT-TERM INVESTMENT OF STATE MONEYS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 648) recommending that S.B. No. 1049, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1049, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPEAL OF OUTSTANDING AUTHORIZED BUT UNISSUED SPECIAL PURPOSE

REVENUE BONDS,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 649) recommending that S.B. No. 1050, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1050, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 650) recommending that S.B. No. 1180, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1180, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION SPECIAL FUND,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 651) recommending that S.B. No. 1192 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1192, entitled: “A BILL FOR AN ACT RELATING TO PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 652) recommending that S.B. No. 530, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 652 and S.B. No. 530, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SCHOOL ADMINISTRATORS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 653) recommending that S.B. No. 584, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 653 and S.B. No. 584, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION PERSONNEL,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 654) recommending that S.B. No. 823, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 654 and S.B. No. 823, S.D. 1, entitled: “A BILL FOR AN ACT RELATED TO LIMITED LIABILITY,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 655) recommending that S.B. No. 1081 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 655 and S.B. No. 1081, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 656) recommending that S.B. No. 1082, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 656 S.B. No. 1082, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 657) recommending that S.B. No. 1087 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 657 and S.B. No. 1087, entitled: “A BILL FOR AN ACT RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 658) recommending that S.B. No. 1089 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 658 and S.B. No. 1089, entitled: “A BILL FOR AN ACT RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 659) recommending that S.B. No. 1212, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 659 S.B. No. 1212, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 660) recommending that S.B. No. 1215, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 660 and S.B. No. 1215, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 661) recommending that S.B. No. 1315, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 661 and S.B. No. 1315, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 662) recommending that S.B. No. 1361 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 662 and S.B. No. 1361, entitled: "A BILL FOR AN ACT RELATING TO THE VOLUNTEER INCENTIVE PROGRAM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 663) recommending that S.B. No. 1362, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 663 and S.B. No. 1362, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COACHES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 664) recommending that S.B. No. 1364, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 664 and S.B. No. 1364, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 665) recommending that S.B. No. 484, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 665 and S.B. No. 484, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 666) recommending that S.B. No. 540, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 666 and S.B. No. 540, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 667) recommending that S.B. No. 944, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 667 and S.B. No. 944, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 668) recommending that S.B. No. 118, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 668 and S.B. No. 118, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 669) recommending that S.B. No. 594, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 669 and S.B. No. 594, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEUROTRAUMA," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 670) recommending that S.B. No. 1106, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 670 and S.B. No. 1106, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 671) recommending that S.B. No. 1127, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 671 and S.B. No. 1127, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE CHILD AND ADOLESCENT MENTAL HEALTH DIVISION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 672) recommending that S.B. No. 1142 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 672 and S.B. No. 1142, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EARLY INTERVENTION SERVICES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 673) recommending that S.B. No. 1535, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 673 and S.B. No. 1535, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 674) recommending that S.B. No. 497, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 674 and S.B. No. 497, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 675) recommending that S.B. No. 1161, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 675 and S.B. No. 1161, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF ABANDONED OR SEIZED PROPERTY ON PUBLIC LANDS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 676) recommending that S.B. No. 1164, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 676 and S.B. No. 1164, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FOREST STEWARDSHIP PROGRAM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 677) recommending that S.B. No. 1262 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 677 and S.B. No. 1262, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 678) recommending that S.B. No. 1561, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 678 and S.B. No. 1561, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 679) recommending that S.B. No. 45, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 679 and S.B. No. 45, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FARMING," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 680) recommending that S.B. No. 640, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 680 and S.B. No. 640, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 681) recommending that S.B. No. 643, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 681 and S.B. No. 643, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DOGS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 682) recommending that S.B. No. 94 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 682 and S.B. No. 94, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 683) recommending that S.B. No. 197, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 683 and S.B. No. 197, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 684) recommending that S.B. No. 720, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 684 and S.B. No. 720, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROHIBITION OF DISCRIMINATION BY

PUBLIC ENTITIES TOWARDS INDIVIDUALS WITH DISABILITIES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 685) recommending that S.B. No. 841 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 685 and S.B. No. 841, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 686) recommending that S.B. No. 99 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 686 and S.B. No. 99, entitled: "A BILL FOR AN ACT RELATING TO THE LIQUOR COMMISSION," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 687) recommending that S.B. No. 447 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 687 and S.B. No. 447, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 688) recommending that S.B. No. 706, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 688 and S.B. No. 706, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the majority Committee on Judiciary, presented a report (Stand. Com. Rep. No. 689) recommending that S.B. No. 729, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 689 and S.B. No. 729, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR DISPUTES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 690) recommending that S.B. No. 797 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 690 and S.B. No. 797, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SERVICE," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 691) recommending that S.B. No. 160, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 691 and S.B. No. 160, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPEEDING," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 692) recommending that S.B. No. 164, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 692 and S.B. No. 164, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOY VEHICLES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 693) recommending that S.B. No. 209, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 693 and S.B. No. 209, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 694) recommending that S.B. No. 211, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 694 and S.B. No. 211, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 695) recommending that S.B. No. 212, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 695 and S.B. No. 212, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY INSTRUCTION PERMIT," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 696) recommending that S.B. No. 932, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 696 and S.B. No. 932, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 697) recommending that S.B. No. 1317 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 697 and S.B. No. 1317, entitled: "A BILL FOR AN ACT RELATING TO THE FILING DATE OF ANNUAL FINANCIAL INTERESTS DISCLOSURE STATEMENTS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 698) recommending that S.B. No. 1341, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 698 and S.B. No. 1341, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNITED STATES SELECTIVE SERVICE SYSTEM," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 699) recommending that S.B. No. 1603, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 699 and S.B. No. 1603, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL, DRUGS, AND HIGHWAY SAFETY," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 700) recommending that S.B. No. 1137, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 700 and S.B. No. 1137, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PENALTIES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 701) recommending that S.B. No. 1165, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 701 and S.B. No. 1165, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR NATURAL RESOURCES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 702) recommending that S.B. No. 1166 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 702 and S.B. No. 1166, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 703) recommending that S.B. No. 1168 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 703 and S.B. No. 1168, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 704) recommending that S.B. No. 1099 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 704 and S.B. No. 1099, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 705) recommending that S.B. No. 1101 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 705 and S.B. No. 1101, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 706) recommending that S.B. No. 1102, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 706 and S.B. No. 1102, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 707) recommending that S.B. No. 1100 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1100, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 708) recommending that S.B. No. 999 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 999, entitled: "A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED PRACTICE OF LAW," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 709) recommending that S.B. No. 1001 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1001, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS BY MAIL," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 710) recommending that S.B. No. 1007 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1007, entitled: "A BILL FOR AN ACT RELATING TO NONCONSENSUAL COMMON LAW LIENS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 711) recommending that S.B. No. 1367 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1367, entitled: "A BILL FOR AN ACT RELATING TO DRUG OFFENSES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 712) recommending that S.B. No. 1454 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1454, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 713) recommending that S.B. No.

1456 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1456, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 714) recommending that S.B. No. 1509 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1509, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 715) recommending that S.B. No. 1512 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1512, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILL

The Chair re-referred the following Senate bill that was introduced:

Senate Bill	Referred to:
No. 723	Committee on Judiciary

Senator Kanno, for the Committee on Judiciary, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.B. Nos. 796 and 809, and the Chair granted the waiver.

At 11:58 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o'clock a.m.

Senator Taniguchi, Chair of the Committee on Ways and Means, requested that the referral of S.B. No. 1500 to the Committee on Ways and Means be waived. The Chair granted the waiver and S.B. No. 1500, entitled: "A BILL FOR AN ACT RELATING TO PRESERVING AND MAINTAINING HISTORIC IRWIN MEMORIAL PARK AS A LANDSCAPED STREET-LEVEL OPEN SPACE GATEWAY TO THE HONOLULU WATERFRONT," was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

At 12:01 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:04 o'clock p.m.

Senator Taniguchi, for the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following Senate Bills:

S.B. No. 469;
S.B. No. 834;
S.B. No. 865; and
S.B. No. 1199,

and the Chair granted the waiver.

STANDING COMMITTEE REPORTS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Senate authorized the adoption of standing committee reports recommending that Senate bills pass Second Reading and be placed on the calendar for Third Reading. The Clerk was further authorized to receive standing committee reports recommending that Senate bills be placed on the calendar for Third Reading. In consequence thereof, and subsequent to its recessing at 12:07 o'clock p.m., the Senate took the following actions on the following Senate bills and standing committee reports:

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 716) recommending that S.B. No. 221, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 716 and S.B. No. 221, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 717) recommending that S.B. No. 369, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 717 and S.B. No. 369, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 718) recommending that S.B. No. 1021, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 718 and S.B. No. 1021, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 719) recommending that S.B. No. 1068, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 719 and S.B. No. 1068, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCER LICENSING," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 720) recommending that S.B. No. 1195, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 720 and S.B. No. 1195, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXPAYER COMMUNICATION CONFIDENTIALITY PRIVILEGES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 721) recommending that S.B. No. 127, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 721 and S.B. No. 127, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE IMPROVEMENT AND MAINTENANCE OF STUDENT LAVATORIES IN ALL HAWAII PUBLIC SCHOOLS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 722) recommending that S.B. No. 505, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 722 and S.B. No. 505, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY HAWAII," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 723) recommending that S.B. No. 525, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 723 and S.B. No. 525, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEXTBOOKS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 724) recommending that S.B. No. 1090, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 724 and S.B. No. 1090, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 725) recommending that S.B. No. 1205, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 725 and S.B. No. 1205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 726) recommending that S.B. No. 1211, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 726 and S.B. No. 1211, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 727) recommending that S.B. No. 1385 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 727 and S.B. No. 1385, entitled: "A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 728) recommending that S.B. No. 535, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 728 and S.B. No. 535, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 729) recommending that S.B. No. 992, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 729 and S.B. No. 992, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 730) recommending that S.B. No. 1108, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 730 and S.B. No. 1108, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FUNERAL ASSISTANCE PAYMENTS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 731) recommending that S.B. No. 98 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 731 and S.B. No. 98, entitled: "A BILL FOR AN ACT RELATING TO LEGAL SERVICES FOR THE INDIGENT," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 732) recommending that S.B. No. 131, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 732 and S.B. No. 131, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CHILD SUPPORT ENFORCEMENT AGENCY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 733) recommending that S.B. No. 106, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 733 and S.B. No. 106, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 734) recommending that S.B. No. 440 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 734 and S.B. No. 440, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 735) recommending that S.B. No. 1296, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 735 and S.B. No. 1296, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES FOR APPOINTED COUNSEL," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 736) recommending that S.B. No. 1365, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 736 and S.B. No. 1365, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED PROGRAM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 737) recommending that S.B. No. 16, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 737 and S.B. No. 16, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL FEE SCHEDULES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 738) recommending that S.B. No. 23, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 738 and S.B. No. 23, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 739) recommending that S.B. No. 24, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 739 and S.B. No. 24, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 740) recommending that S.B. No. 733, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 740 and S.B. No. 733, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 741) recommending that S.B. No. 849, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 741 and S.B. No. 849, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 742) recommending that S.B. No. 1040, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 742 and S.B. No. 1040, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 743) recommending that S.B. No. 1145 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 743 and S.B. No. 1145, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 744) recommending that S.B. No. 72, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 744 and S.B. No. 72, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHŌ'OLAWÉ ISLAND RESERVE COMMISSION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 745) recommending that S.B. No. 107 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 745 and S.B. No. 107, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 746) recommending that S.B. No. 1356, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 746 and S.B. No. 1356, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RESIDENTS OF MAUNALAHĀ SUBDIVISION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 747) recommending that S.B. No. 205, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 747 and S.B. No. 205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSE PLATES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 748) recommending that S.B. No. 206, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 748 and S.B. No. 206, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WHARFAGE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 749) recommending that S.B. No. 214, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 749 and S.B. No. 214, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 750) recommending that S.B. No. 758, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 750 and S.B. No. 758, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 751) recommending that S.B. No. 896 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 751 and S.B. No. 896, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONSTRUCTION PROJECTS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 752) recommending that S.B. No. 1010 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 752 and S.B. No. 1010, entitled: "A BILL FOR AN ACT RELATING TO FUNCTIONAL PLANS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 753) recommending that S.B. No. 1013, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 753 and S.B. No. 1013, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 754) recommending that S.B. No. 1599, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 754 and S.B. No. 1599, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES AND PROCEDURES ON ARREST," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 755) recommending that S.B. No. 41, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 755 and S.B. No. 41, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 756) recommending that S.B. No. 606, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 756 and S.B. No. 606, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLED WATER," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 757) recommending that S.B. No. 1011, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 757 and S.B. No. 1011, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOGRAPHIC INFORMATION SYSTEMS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 758) recommending that S.B. No. 1136, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 758 and S.B. No. 1136, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO USED OIL," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 759) recommending that S.B. No. 1198, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 759 and S.B. No. 1198, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 760) recommending that S.B. No. 1314, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 760 and S.B. No. 1314, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 761) recommending that S.B. No. 1501, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 761 and S.B. No. 1501, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO COMMUNITY DEVELOPMENT," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 762) recommending that S.B. No. 453, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 762 and S.B. No. 453, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 763) recommending that S.B. No. 684 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 763 and S.B. No. 684, entitled: "A BILL FOR AN ACT RELATING TO FEES OF THE SHERIFF'S OFFICE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 764) recommending that S.B. No. 1126, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 764 and S.B. No. 1126, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 765) recommending that S.B. No. 1183 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 765 and S.B. No. 1183, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 766) recommending that S.B. No. 1530, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 766 and S.B. No. 1530, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 767) recommending that S.B. No. 264, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 767 and S.B. No. 264, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION FOR TAX EXEMPTION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 768) recommending that S.B. No. 591, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 768 and S.B. No. 591, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPISTS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 769) recommending that S.B. No. 1073, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 769 and S.B. No. 1073, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL SERVICES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 770) recommending that S.B. No. 382, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 770 and S.B. No. 382, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 771) recommending that S.B. No. 1088, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 771 and S.B. No. 1088, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 772) recommending that S.B. No. 1213, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 772 and S.B. No. 1213, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF

PROFESSIONAL DEVELOPMENT SCHOOLS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 773) recommending that S.B. No. 1214, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 773 and S.B. No. 1214, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 774) recommending that S.B. No. 638, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 774, and S.B. No. 638, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MOLOKAI IRRIGATION SYSTEM,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 775) recommending that S.B. No. 1227, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 775 and S.B. No. 1227, S.D. 1, entitled: “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR REPAIRS, MAINTENANCE, AND IMPROVEMENTS TO THE MOLOKAI IRRIGATION SYSTEM,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 776) recommending that S.B. No. 982 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 776 and S.B. No. 982, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE STATE IRRIGATION PROGRAM,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 777) recommending that S.B. No. 1400, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 777 and S.B. No. 1400, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 778) recommending that S.B. No. 749, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 778 and S.B. No. 749, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 779) recommending that S.B. No. 752, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 779 and S.B. No. 752, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE BOATING FACILITIES,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 780) recommending that S.B. No. 876, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 780 and S.B. No. 876, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL FACILITY REVENUE BONDS FOR INTERISLAND MARITIME TRANSPORTATION,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 781) recommending that S.B. No. 989, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 781 and S.B. No. 989, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS’ CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 782) recommending that S.B. No. 1016, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 782 and S.B. No. 1016, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 783) recommending that S.B. No. 1042 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 783 and S.B. No. 1042, entitled: “A BILL FOR AN ACT RELATING TO REORGANIZATION OF STATE GOVERNMENT,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 784) recommending that S.B. No. 1240, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 784 and S.B. No. 1240, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 785) recommending that S.B. No. 1406 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 785 and S.B. No. 1406, entitled: “A BILL FOR AN ACT RELATING TO HOLIDAYS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 786) recommending that S.B. No. 710 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 786 and S.B. No. 710, entitled: “A BILL FOR AN ACT MAKING

APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 787) recommending that S.B. No. 850 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 787 and S.B. No. 850, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 788) recommending that S.B. No. 1036, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 788 and S.B. No. 1036, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 789) recommending that S.B. No. 1039 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 789 and S.B. No. 1039, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 790) recommending that S.B. No. 1048, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 790 and S.B. No. 1048, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 791) recommending that S.B. No. 1058, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 791 and S.B. No. 1058, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 792) recommending that S.B. No. 1144, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 792 and S.B. No. 1144, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 793) recommending that S.B. No. 1146 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 793 and S.B. No. 1146, entitled: "A BILL FOR AN ACT RELATING TO THE HOISTING MACHINE OPERATORS ADVISORY BOARD," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 794) recommending that S.B. No. 1151 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 794 and S.B. No. 1151, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 795) recommending that S.B. No. 1379 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 795 and S.B. No. 1379, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 796) recommending that S.B. No. 1635 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 796 and S.B. No. 1635, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 797) recommending that S.B. No. 498, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 797 and S.B. No. 498, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NANAKULI HOMESTEAD CEMETERY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 798) recommending that S.B. No. 879, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 798 and S.B. No. 879, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 799) recommending that S.B. No. 1122, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 799 and S.B. No. 1122, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 800) recommending that S.B. No. 1325, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 800 and S.B. No. 1325, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCE TAX," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 801) recommending that S.B. No. 1534, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 801 and S.B. No. 1534, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 802) recommending that S.B. No. 813 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 813, entitled: "A BILL FOR AN ACT RELATING TO REPORTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 803) recommending that S.B. No. 483 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 483, entitled: "A BILL FOR AN ACT RELATING TO RESTRAINT OF TRADE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Menor and Matsuura, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 804) recommending that S.B. No. 589, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 589, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 805) recommending that S.B. No. 938, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 938, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 806) recommending that S.B. No. 1066, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1066, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 807) recommending that S.B. No. 1075, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1075, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 808) recommending that S.B. No. 1349, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1349, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MUTUAL BENEFIT SOCIETIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 809) recommending that S.B. No. 97 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 809 and S.B. No. 97, entitled: "A BILL FOR AN ACT RELATING TO TELEMARKETING FRAUD," was deferred until Tuesday, March 6, 2001.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 810) recommending that S.B. No. 171, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 810 and S.B. No. 171, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE REIMBURSEMENT," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 811) recommending that S.B. No. 207 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 811 and S.B. No. 207, entitled: "A BILL FOR AN ACT RELATING TO INTERISLAND VEHICLE TRANSFERS," was deferred until Tuesday, March 6, 2001.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 812) recommending that S.B. No. 263 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 812 and S.B. No. 263, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTORS," was deferred until Tuesday, March 6, 2001.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 813) recommending that S.B. No. 1299 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 813 and S.B. No. 1299, entitled: "A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS" was deferred until Tuesday, March 6, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 814) recommending that S.B. No. 950, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 814 and S.B. No. 950, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD," was deferred until Tuesday, March 6, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 815) recommending that S.B. No. 1163 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1163, entitled: "A BILL FOR AN ACT RELATING TO THE EFFECTIVE DATE OF EXISTING USES UNDER THE WATER CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 816) recommending that S.B. No. 723, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 723, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROBATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 817) recommending that S.B. No. 28 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 28, entitled: "A BILL FOR AN ACT RELATING TO DISLOCATED WORKERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 818) recommending that S.B. No. 400, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 818 and S.B. No. 400, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 819) recommending that S.B. No. 331, S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 819 and S.B. No. 331, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 820) recommending that S.B. No. 1077, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 820 and S.B. No. 1077, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADEMARKS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 821) recommending that S.B. No. 138, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 821 and S.B. No. 138, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVERS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 822) recommending that S.B. No. 1120, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 822 and S.B. No. 1120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 823) recommending that S.B. No. 1178, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 823 and S.B. No. 1178, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 824) recommending that S.B. No. 423, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 824 and S.B. No. 423, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PROCEEDINGS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 825) recommending that S.B. No. 424, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 825 and S.B. No. 424, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COURTS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 826) recommending that S.B. No. 981, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 826 and S.B. No. 981, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 827) recommending that S.B. No. 1131, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 827 and S.B. No. 1131, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL WASTES RECYCLING," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 828) recommending that S.B. No. 759, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 759, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 829) recommending that S.B. No. 1508, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1508, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 830) recommending that S.B. No. 1513, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1513, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURGLARY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 831) recommending that S.B. No. 1529 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1529, entitled: "A BILL FOR AN ACT RELATING TO DEPENDENT ADULTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 832) recommending that S.B. No. 1601, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1601, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 833) recommending that S.B. No.

1607, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1607, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURGLARY IN THE FIRST DEGREE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 834) recommending that S.B. No. 169, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 169, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 835) recommending that S.B. No. 653, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 653, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 836) recommending that S.B. No. 1067, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1067, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING HURRICANE PROPERTY INSURANCE RISK," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 837) recommending that S.B. No. 593, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 837 and S.B. No. 593, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," was deferred until Tuesday, March 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 838) recommending that S.B. No. 900, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 838 and S.B. No. 900, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE APPLICATIONS," was deferred until Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 839) recommending that S.B. No. 1038, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 839 and S.B. No. 1038, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, March 6, 2001.

Senators Kawamoto and Inouye, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 840) recommending that S.B. No. 185, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 185, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 841) recommending that S.B. No. 213, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 213, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSE RENEWAL," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kawamoto and Kanno, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 842) recommending that S.B. No. 239, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 239, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kawamoto and Chun, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 843) recommending that S.B. No. 500 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 500, entitled: "A BILL FOR AN ACT RELATING TO DILLINGHAM AIRFIELD," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kawamoto, Nakata and Kanno, for the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Labor and the Committee on

Judiciary, presented a joint report (Stand. Com. Rep. No. 844) recommending that S.B. No. 847 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 847, entitled: "A BILL FOR AN ACT RELATING TO EXPLOSIVES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kawamoto and Tam, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 845) recommending that S.B. No. 887, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 887, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 846) recommending that S.B. No. 995, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 995, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LITIGATION HIGHWAYS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kawamoto and Kanno, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 847) recommending that S.B. No. 1094, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1094, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 848) recommending that S.B. No. 1201, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1201, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs,

presented a joint report (Stand. Com. Rep. No. 849) recommending that S.B. No. 1593, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 1593, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 850) recommending that S.B. No. 854, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 854, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 851) recommending that S.B. No. 1191, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1191, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARD DEDUCTION FOR INDIVIDUAL INCOME TAX," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 852) recommending that S.B. No. 1193, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1193, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 853) recommending that S.B. No. 1264, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 853 and S.B. No. 1264, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 854) recommending that S.B. No. 1531, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 854 and S.B. No. 1531, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 855) recommending that S.B. No. 1018, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 855 and S.B. No. 1018, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FEE SIMPLE RESIDENTIAL REVOLVING FUND," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 856) recommending that S.B. No. 1070, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 856 and S.B. No. 1070, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 857) recommending that S.B. No. 1072, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 857 and S.B. No. 1072, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 858) recommending that S.B. No. 621, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 858 and S.B. No. 621, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 859) recommending that S.B. No. 1169, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 859 and S.B. No. 1169, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 860) recommending that S.B. No. 132, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 860 and S.B. No. 132, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PEER EDUCATION PROGRAM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 861) recommending that S.B. No. 1206, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 861 and S.B. No. 1206, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 862) recommending that S.B. No. 1207, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 862 and S.B. No. 1207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 863) recommending that S.B. No. 1292, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 863 and S.B. No. 1292, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 864) recommending that S.B. No. 105, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 864 and S.B. No. 105, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 865) recommending that S.B. No. 244, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 865 and S.B. No. 244, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE BENEFITS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 866) recommending that S.B. No. 493, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 866 and S.B. No. 493, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 867) recommending that S.B. No. 716, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 867 and S.B. No. 716, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 868) recommending that S.B. No. 911, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 868 and S.B. No. 911, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO QUEST," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 869) recommending that S.B. No. 1111, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 869 and S.B. No. 1111, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 870) recommending that S.B. No. 1182, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 870 and S.B. No. 1182, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 871) recommending that S.B. No. 704, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 871 and S.B. No. 704, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME VICTIM COMPENSATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 872) recommending that S.B. No. 1177, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 872 and S.B. No. 1177, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 873) recommending that S.B. No. 1460, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 873 and S.B. No. 1460, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 874) recommending that S.B. No. 18, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 874 and S.B. No. 18, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 875) recommending that S.B. No. 446, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 875 and S.B. No. 446, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 876) recommending that S.B. No. 499, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 876 and S.B. No. 499, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO LEAVE SHARING,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 877) recommending that S.B. No. 523, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 877 and S.B. No. 523, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO APPOINTED PUBLIC OFFICIALS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 878) recommending that S.B. No. 588, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 878 and S.B. No. 588, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 879) recommending that S.B. No. 1034, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 879 and S.B. No. 1034, S.D. 2, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 880) recommending that S.B. No. 1044, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 880 and S.B. No. 1044, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 881) recommending that S.B. No. 1045 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 881 and S.B. No. 1045, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 882) recommending that S.B. No. 1046, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 882 and S.B. No. 1046, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 883) recommending that S.B. No. 1052 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 883 and S.B. No. 1052, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 884) recommending that S.B. No. 1377, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 884 and S.B. No. 1377, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CIVIL SERVICE,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 885) recommending that S.B. No. 1382 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 885 and S.B. No. 1382, entitled: “A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 886) recommending that S.B. No. 336, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 886 and S.B. No. 336, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO TOURISM,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 887) recommending that S.B. No. 1606, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 887 and S.B. No. 1606, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 888) recommending that S.B. No. 1030, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 888 and S.B. No. 1030, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 889) recommending that S.B. No. 1033, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 889 and S.B. No. 1033, S.D. 2, entitled: “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAHI BISHOP MUSEUM, OAHU,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 890) recommending that S.B. No. 1220 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 890 and S.B. No. 1220, entitled: “A BILL FOR AN ACT

RELATING TO STUDENT LOAN FUNDS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 891) recommending that S.B. No. 1236 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 891 and S.B. No. 1236, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 892) recommending that S.B. No. 120, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 892 and S.B. No. 120, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 893) recommending that S.B. No. 1209 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1209, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE UNIVERSITY OF HAWAII AND PROVIDING APPROPRIATIONS THEREFOR," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Sakamoto and Kawamoto, for the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 894) recommending that S.B. No. 1563, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1563, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kanno and Taniguchi, for the Committee on Judiciary and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 895) recommending that S.B. No. 119, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 119, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 896) recommending that S.B. No. 1515, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1515, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO SENTENCING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senators Kanno and Taniguchi, for the Committee on Judiciary and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 897) recommending that S.B. No. 840, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 897 and S.B. No. 840, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 898) recommending that S.B. No. 1059, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 898 and S.B. No. 1059, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 899) recommending that S.B. No. 1076, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 899 and S.B. No. 1076, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 900) recommending that S.B. No. 1550, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 900 and S.B. No. 1550, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, March 6, 2001.

Senators Kanno and Taniguchi, for the Committee on Judiciary and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 901) recommending that S.B. No. 441 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 901 and S.B. No. 441, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOME LANDS COMMISSION ACT," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 902) recommending that S.B. No. 495, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 902 and S.B. No. 495, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HALFWAY HOUSES," was deferred until Tuesday, March 6, 2001.

Senators Kanno and Taniguchi, for the Committee on Judiciary and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 903) recommending that S.B. No. 645, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 903 and S.B. No. 645, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC AGE VERIFICATION," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 904) recommending that S.B. No. 216 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 904 and S.B. No. 216, entitled: "A BILL FOR AN ACT RELATING TO WATERCRAFT," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 905) recommending that S.B. No. 902 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 905 and S.B. No. 902, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF WASHINGTON PLACE FOR CAMPAIGN ACTIVITIES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 906) recommending that S.B. No. 905 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 906 and S.B. No. 905, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF THE LOBBYIST LAW," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 907) recommending that S.B. No. 1103 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 907 and S.B. No. 1103, entitled: "A BILL FOR AN ACT RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 908) recommending that S.B. No. 1208, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 908 and S.B. No. 1208, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 909) recommending that S.B. No. 1104, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 909 and S.B. No. 1104, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 910) recommending that S.B. No. 1109 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 910 and S.B. No. 1109, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE RECOVERY," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 911) recommending that S.B. No. 1110, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 911 and S.B. No. 1110, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 912) recommending that S.B. No. 877, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 912 and S.B. No. 877, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE AGRICULTURAL WATER DISTRIBUTION SYSTEM, UPCOUNTRY KULA, MAUI WATERSHED," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 913) recommending that S.B. No. 838, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 913 and S.B. No. 838, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 914) recommending that S.B. No. 1060, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 914 and S.B. No. 1060, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 915) recommending that S.B. No. 1028, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 915 and S.B. No. 1028, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT DISTRICTS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 916) recommending that S.B. No. 670, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 916 and S.B. No. 670, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE STUDENT COUNCIL," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 917) recommending that S.B. No. 821, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 917 and S.B. No. 821, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LAPTOPS FOR LEARNING," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 918) recommending that S.B. No. 865, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 918 and S.B. No. 865, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO SCHOOL-TO-WORK," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 919) recommending that S.B. No. 1303, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 919 and S.B. No. 1303, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 920) recommending that S.B. No. 927, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 920 and S.B. No. 927, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT DAY HEALTH CARE CENTERS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 921) recommending that S.B. No. 957, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 921 and S.B. No. 957, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STUDENT SUPPORT SERVICES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 922) recommending that S.B. No. 1029, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 922 and S.B. No. 1029, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 923) recommending that S.B. No. 751, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 923 and S.B. No. 751, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 924) recommending that S.B. No. 661, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 661, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 925) recommending that S.B. No. 791, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the

Committee was adopted and S.B. No. 791, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAX," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 926) recommending that S.B. No. 1170, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 926 and S.B. No. 1170, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISPLACED LESSEES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 927) recommending that S.B. No. 257, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 927 and S.B. No. 257, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RETURN OF PRESCRIPTION DRUGS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 928) recommending that S.B. No. 1105, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 928 and S.B. No. 1105, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 929) recommending that S.B. No. 1123, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 929 and S.B. No. 1123, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL RECORDS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 930) recommending that S.B. No. 1276, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 930 and S.B. No. 1276, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSQUATTING," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 931) recommending that S.B. No. 1320, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 931 and S.B. No. 1320, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 932) recommending that S.B. No. 202, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 932 and S.B. No. 202, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 933) recommending that S.B. No. 637, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 933 and S.B. No. 637, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 934) recommending that S.B. No. 1514, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 934 and S.B. No. 1514, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 935) recommending that S.B. No. 1554, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 935 and S.B. No. 1554, S.D. 2, entitled: "A BILL FOR AN ACT A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 936) recommending that S.B. No. 724, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 724, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 937) recommending that S.B. No. 725, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 725, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CUSTODY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 938) recommending that S.B. No. 780, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 780, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII CONSTITUTION, TO ADD A SECTION ON CRIME VICTIMS' RIGHTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 939) recommending that S.B. No. 951, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 951, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HATE CRIMES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 940) recommending that S.B. No. 1229, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1229, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 941) recommending that S.B. No. 1609, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1609, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POSSESSION OF STOLEN PROPERTY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 942) recommending that S.B. No. 224, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 942 and S.B. No. 224, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PINEAPPLE RESEARCH," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 943) recommending that S.B. No. 545, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 943 and S.B. No. 545, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PACON INTERNATIONAL," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 944) recommending that S.B. No. 648, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 944 and S.B. No. 648, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 945) recommending that S.B. No. 1199, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 945 and S.B. No. 1199, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 946) recommending that S.B. No. 1435, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 946 and S.B. No. 1435, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HYDROGEN RESEARCH AND DEVELOPMENT," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 947) recommending that S.B. No. 1558 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 947 and S.B. No. 1558, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 948) recommending that S.B. No. 59, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 948 and S.B. No. 59, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 949) recommending that S.B. No. 1035, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 949 and S.B. No. 1035, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 950) recommending that S.B. No. 1115, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 950 and S.B. No. 1115, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 951) recommending that S.B. No. 1242, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 951, and S.B. No. 1242, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MILLENNIUM WORKFORCE DEVELOPMENT TRAINING PROGRAM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 952) recommending that S.B. No. 549, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 952 and S.B. No. 549, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF MANUFACTURING EXTENSION PROGRAMS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 953) recommending that S.B. No. 598, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 953 and S.B. No. 598, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BIRTH DEFECTS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 954) recommending that S.B. No. 1114 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 954 and S.B. No. 1114, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 955) recommending that S.B. No. 755, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 955 and S.B. No. 755, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 956) recommending that S.B. No. 1210, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 956 and S.B. No. 1210, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 957) recommending that S.B. No. 1216, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 957 and S.B. No. 1216, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 958) recommending that S.B. No. 678, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 958 and S.B. No. 678, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 959) recommending that S.B. No. 807, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 959 and S.B. No. 807, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BEACH RESTORATION AND BEAUTIFICATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 960) recommending that S.B. No. 1054, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 960 and S.B. No. 1054, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MANAGEMENT OF FINANCING AGREEMENTS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 961) recommending that S.B. No. 1188, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 961 and S.B. No. 1188, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING FOR DRUGS AND INTOXICATING COMPOUNDS OFFENSES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 962) recommending that S.B. No. 1580, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 962 and S.B. No. 1580, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 963) recommending that S.B. No. 233, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 963 and S.B. No. 233, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 964) recommending that S.B. No. 449, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 964 and S.B. No. 449, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 965) recommending that S.B. No. 774, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 965 and S.B. No. 774, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 966) recommending that S.B. No. 1600, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 966 and S.B. No. 1600, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL, DRUGS, AND HIGHWAY SAFETY," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 967) recommending that S.B. No.

1452, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1452, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 968) recommending that S.B. No. 1466, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1466, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 969) recommending that S.B. No. 1510 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1510, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 970) recommending that S.B. No. 1511 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1511, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 971) recommending that S.B. No. 1518, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1518, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 972) recommending that S.B. No. 1523 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1523, entitled: "A BILL FOR AN ACT RELATING TO RESISTING ARREST," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 973) recommending that S.B. No. 1604 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1604, entitled: "A BILL FOR AN ACT RELATING TO NUISANCE ABATEMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 974) recommending that S.B. No. 469, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 974 and S.B. No. 469, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PARKING FOR PERSONS WITH DISABILITIES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 975) recommending that S.B. No. 664, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 975 and S.B. No. 664, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE SMALL BOAT HARBORS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 976) recommending that S.B. No. 834, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 976 and S.B. No. 834, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII ELECTION CAMPAIGN FUND," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 977) recommending that S.B. No. 926, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 977 and S.B. No. 926, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 978) recommending that S.B. No. 1366, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 978 and S.B. No. 1366, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 979) recommending that S.B. No. 1469, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 979 and S.B. No. 1469, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 980) recommending that S.B. No. 1567, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 980 and S.B. No. 1567, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL COMPLEXES," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 981) recommending that S.B. No. 630, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 981 and S.B. No. 630, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 982) recommending that S.B. No. 711, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 982 and S.B. No. 711, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 983) recommending that S.B. No. 1112 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 983 and S.B. No. 1112, entitled: "A BILL FOR AN ACT RELATING TO OHANA CONFERENCING," was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 984) recommending that S.B. No. 597, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 597, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 985) recommending that S.B. No. 996 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 996, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE I, SECTION 10, OF THE HAWAII CONSTITUTION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 986) recommending that S.B. No. 1430 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1430, entitled: "A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 6, OF THE HAWAII CONSTITUTION, TO CHANGE THE ELIGIBILITY TO SERVE AS A MEMBER OF THE SENATE OR HOUSE OF REPRESENTATIVES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 987) recommending that S.B. No. 1457, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1457, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 988) recommending that S.B. No. 1555 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1555, entitled: "A BILL FOR AN ACT RELATING TO ACT 316, SESSION LAWS OF HAWAII 1993, AS AMENDED BY ACT 157, SESSION LAWS OF HAWAII 1995," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 989) recommending that S.B. No. 181, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 989 and S.B. No. 181, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 990) recommending that S.B. No. 124, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 990 and S.B. No. 124, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 991) recommending that S.B. No. 204, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 991 and S.B. No. 204, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 992) recommending that S.B. No. 836, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 992 and S.B. No. 836, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE

ENFORCEMENT OF PARKING FOR PERSONS WITH DISABILITIES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 993) recommending that S.B. No. 552, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 993 and S.B. No. 552, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A KOREAN WAR MUSEUM," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 994) recommending that S.B. No. 1405, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 994 and S.B. No. 1405, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC.," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 995) recommending that S.B. No. 582, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 995 and S.B. No. 582, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSPACE ENTREPRENEURS ACADEMIES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 996) recommending that S.B. No. 1577, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 996 and S.B. No. 1577, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 997) recommending that S.B. No. 633 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 997 and S.B. No. 633, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO MATCH FEDERAL FUNDS FOR THE HAWAII FORESTRY AND COMMUNITIES INITIATIVE," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 998) recommending that S.B. No. 1401, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 998 and S.B. No. 1401, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALA WAI WATERSHED," was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 999) recommending that S.B. No. 1473, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 999 and S.B. No. 1473, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO PLANNING,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1000) recommending that S.B. No. 1414, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1000 and S.B. No. 1414, S.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR UNIFORM LAWS,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1001) recommending that S.B. No. 1540, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1001 and S.B. No. 1540, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A HONOLULU CITY LIGHTS LOOKOUT,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1002) recommending that S.B. No. 654, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1002 and S.B. No. 654, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MEDICAID,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1003) recommending that S.B. No. 1455, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1003 and S.B. No. 1455, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CHILDREN’S ADVOCACY PROGRAM,” was deferred until Tuesday, March 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1004) recommending that S.B. No. 1096, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1096, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1005) recommending that S.B. No. 940 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1005 and S.B. No. 940, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE UNFAIR PRACTICES,” was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1006) recommending that S.B. No. 190, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1006 and S.B. No. 190, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COUNTIES,” was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1007) recommending that S.B. No. 848, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1007 and S.B. No. 848, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT OFFICERS,” was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1008) recommending that S.B. No. 864, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1008 and S.B. No. 864, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON,” was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1009) recommending that S.B. No. 796, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1009 and S.B. No. 796, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY,” was deferred until Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1010) recommending that S.B. No. 683, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 683, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1011) recommending that S.B. No. 997 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 997, entitled: “A BILL FOR AN ACT RELATING TO CRIMINAL OFFENSES,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1012) recommending that S.B. No. 1185, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1185, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PAROLE,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1013) recommending that S.B. No. 1571, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1571, S.D. 1, entitled: “A BILL FOR AN

ACT RELATING TO THE UNIFORM ARBITRATION ACT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2001.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 10:00 o'clock a.m., Tuesday, March 6, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-SEVENTH DAY

Tuesday, March 6, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 10:10 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Brother Edward Gomez, Financial Director, Chaminade University, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Twenty-Sixth Day.

At 10:14 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:15 o'clock a.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 29 to 128) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 29, transmitting H.B. No. 3, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 3, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was deferred.

Hse. Com. No. 30, transmitting H.B. No. 14, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 14, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL SCHOOL CLERICAL POSITIONS," passed First Reading by title and was deferred.

Hse. Com. No. 31, transmitting H.B. No. 18, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 18, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed First Reading by title and was deferred.

Hse. Com. No. 32, transmitting H.B. No. 21, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 21, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed First Reading by title and was deferred.

Hse. Com. No. 33, transmitting H.B. No. 79, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 79, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY

DISCLOSURES," passed First Reading by title and was deferred.

Hse. Com. No. 34, transmitting H.B. No. 94, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 94, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARENT-COMMUNITY NETWORKING CENTER PROGRAMS," passed First Reading by title and was deferred.

Hse. Com. No. 35, transmitting H.B. No. 100, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 100, entitled: "A BILL FOR AN ACT RELATING TO AUTISM," passed First Reading by title and was deferred.

Hse. Com. No. 36, transmitting H.B. No. 152, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 152, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed First Reading by title and was deferred.

Hse. Com. No. 37, transmitting H.B. No. 168, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 168, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed First Reading by title and was deferred.

Hse. Com. No. 38, transmitting H.B. No. 160, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 160, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FRAUDULENT CLAIMS," passed First Reading by title and was deferred.

Hse. Com. No. 39, transmitting H.B. No. 210, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 210, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was deferred.

Hse. Com. No. 40, transmitting H.B. No. 216, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 216, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed First Reading by title and was deferred.

Hse. Com. No. 41, transmitting H.B. No. 284, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 284, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was deferred.

Hse. Com. No. 42, transmitting H.B. No. 336, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 336, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNT CONTRIBUTION TAX CREDIT," passed First Reading by title and was deferred.

Hse. Com. No. 43, transmitting H.B. No. 382, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 382, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICE," passed First Reading by title and was deferred.

Hse. Com. No. 44, transmitting H.B. No. 408, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 408, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO STUDY THE FEASIBILITY OF ESTABLISHING A TECHNOLOGY-FOCUSED, COMMUNITY-BASED CENTER IN WAIALUA TOWN," passed First Reading by title and was deferred.

Hse. Com. No. 45, transmitting H.B. No. 429, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 429, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BLINDNESS SKILL TRAINING," passed First Reading by title and was deferred.

Hse. Com. No. 46, transmitting H.B. No. 444, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 444, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," passed First Reading by title and was deferred.

Hse. Com. No. 47, transmitting H.B. No. 461, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 461, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PARKING PERMIT PROGRAM FOR PERSONS WITH DISABILITIES," passed First Reading by title and was deferred.

Hse. Com. No. 48, transmitting H.B. No. 462, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 462, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT," passed First Reading by title and was deferred.

Hse. Com. No. 49, transmitting H.B. No. 480, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 480, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BUSINESS SPECIALIST POSITIONS," passed First Reading by title and was deferred.

Hse. Com. No. 50, transmitting H.B. No. 487, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 487, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was deferred.

Hse. Com. No. 51, transmitting H.B. No. 498, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 498, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed First Reading by title and was deferred.

Hse. Com. No. 52, transmitting H.B. No. 513, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 513, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," passed First Reading by title and was deferred.

Hse. Com. No. 53, transmitting H.B. No. 514, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 514, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPUTY ATTORNEYS GENERAL," passed First Reading by title and was deferred.

Hse. Com. No. 54, transmitting H.B. No. 524, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 524, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPUTER CRIME," passed First Reading by title and was deferred.

Hse. Com. No. 55, transmitting H.B. No. 540, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 540, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed First Reading by title and was deferred.

Hse. Com. No. 56, transmitting H.B. No. 545, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 545, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND," passed First Reading by title and was deferred.

Hse. Com. No. 57, transmitting H.B. No. 546, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 546, entitled: "A BILL FOR AN ACT RELATING TO THE DOWNPAYMENT LOAN PROGRAM," passed First Reading by title and was deferred.

Hse. Com. No. 58, transmitting H.B. No. 549, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 549, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," passed First Reading by title and was deferred.

Hse. Com. No. 59, transmitting H.B. No. 550, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 550, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed First Reading by title and was deferred.

Hse. Com. No. 60, transmitting H.B. No. 599, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 599, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," passed First Reading by title and was deferred.

Hse. Com. No. 61, transmitting H.B. No. 600, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 600, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed First Reading by title and was deferred.

Hse. Com. No. 62, transmitting H.B. No. 611, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 611, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS AT

PUBLIC LIBRARY FACILITIES," passed First Reading by title and was deferred.

Hse. Com. No. 63, transmitting H.B. No. 612, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 612, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM," passed First Reading by title and was deferred.

Hse. Com. No. 64, transmitting H.B. No. 613, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 613, entitled: "A BILL FOR AN ACT RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS," passed First Reading by title and was deferred.

Hse. Com. No. 65, transmitting H.B. No. 628, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 628, entitled: "A BILL FOR AN ACT RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS," passed First Reading by title and was deferred.

Hse. Com. No. 66, transmitting H.B. No. 634, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 634, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE RECOVERY," passed First Reading by title and was deferred.

Hse. Com. No. 67, transmitting H.B. No. 637, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 637, entitled: "A BILL FOR AN ACT RELATING TO OHANA CONFERENCING," passed First Reading by title and was deferred.

Hse. Com. No. 68, transmitting H.B. No. 645, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 645, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS," passed First Reading by title and was deferred.

Hse. Com. No. 69, transmitting H.B. No. 670, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 670, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed First Reading by title and was deferred.

Hse. Com. No. 70, transmitting H.B. No. 676, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 676, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION," passed First Reading by title and was deferred.

Hse. Com. No. 71, transmitting H.B. No. 697, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 697, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TELECOMMUNICATIONS AND INFORMATION INDUSTRIES ACT," passed First Reading by title and was deferred.

Hse. Com. No. 72, transmitting H.B. No. 699, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 699, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TESTING," passed First Reading by title and was deferred.

Hse. Com. No. 73, transmitting H.B. No. 709, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 709, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COMPENSATION OF CRIME VICTIMS," passed First Reading by title and was deferred.

Hse. Com. No. 74, transmitting H.B. No. 771, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 771, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed First Reading by title and was deferred.

Hse. Com. No. 75, transmitting H.B. No. 773, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 773, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS," passed First Reading by title and was deferred.

Hse. Com. No. 76, transmitting H.B. No. 953, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 953, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed First Reading by title and was deferred.

Hse. Com. No. 77, transmitting H.B. No. 978, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 978, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed First Reading by title and was deferred.

Hse. Com. No. 78, transmitting H.B. No. 986, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 986, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION DOCUMENTS," passed First Reading by title and was deferred.

Hse. Com. No. 79, transmitting H.B. No. 993, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 993, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROMOTING CHILD ABUSE," passed First Reading by title and was deferred.

Hse. Com. No. 80, transmitting H.B. No. 1001, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1001, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," passed First Reading by title and was deferred.

Hse. Com. No. 81, transmitting H.B. No. 1003, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1003, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed First Reading by title and was deferred.

Hse. Com. No. 82, transmitting H.B. No. 1208, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1208, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed First Reading by title and was deferred.

Hse. Com. No. 83, transmitting H.B. No. 1211, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1211, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed First Reading by title and was deferred.

Hse. Com. No. 84, transmitting H.B. No. 1233, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1233, H.D. 1, entitled: "A

BILL FOR AN ACT RELATING TO YOUTH SERVICES," passed First Reading by title and was deferred.

Hse. Com. No. 85, transmitting H.B. No. 1234, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1234, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO QUEST," passed First Reading by title and was deferred.

Hse. Com. No. 86, transmitting H.B. No. 1243, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1243, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," passed First Reading by title and was deferred.

Hse. Com. No. 87, transmitting H.B. No. 1254, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1254, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," passed First Reading by title and was deferred.

Hse. Com. No. 88, transmitting H.B. No. 1255, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1255, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS," passed First Reading by title and was deferred.

Hse. Com. No. 89, transmitting H.B. No. 1345, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1345, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONTENT OF FUELS," passed First Reading by title and was deferred.

Hse. Com. No. 90, transmitting H.B. No. 1399, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1399, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL ATTORNEYS GENERAL," passed First Reading by title and was deferred.

Hse. Com. No. 91, transmitting H.B. No. 1405, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1405, H.D. 1, entitled: "A BILL FOR AN ACT A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," passed First Reading by title and was deferred.

Hse. Com. No. 92, transmitting H.B. No. 1547, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1547, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOWING," passed First Reading by title and was deferred.

Hse. Com. No. 93, transmitting H.B. No. 1554, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1554, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HYDROGEN RESEARCH AND DEVELOPMENT," passed First Reading by title and was deferred.

Hse. Com. No. 94, transmitting H.B. No. 1668, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1668, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION," passed First Reading by title and was deferred.

Hse. Com. No. 95, transmitting H.B. No. 1686, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1686, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS FOR INTER-ISLAND MARITIME TRANSPORTATION," passed First Reading by title and was deferred.

Hse. Com. No. 96, transmitting H.B. No. 98, H.D. 1, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 98, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL HEALTH," passed First Reading by title and was deferred.

Hse. Com. No. 97, transmitting H.B. No. 144, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 144, entitled: "A BILL FOR AN ACT RELATING TO KAHŌ'OLAWĒ ISLAND RESERVE," passed First Reading by title and was deferred.

Hse. Com. No. 98, transmitting H.B. No. 159, H.D. 1, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 159, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was deferred.

Hse. Com. No. 99, transmitting H.B. No. 186, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 186, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," passed First Reading by title and was deferred.

Hse. Com. No. 100, transmitting H.B. No. 505, H.D. 1, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 505, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was deferred.

Hse. Com. No. 101, transmitting H.B. No. 508, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 508, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION PROJECTS," passed First Reading by title and was deferred.

Hse. Com. No. 102, transmitting H.B. No. 531, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 531, entitled: "A BILL FOR AN ACT RELATING TO NONCONSENSUAL COMMON LAW LIENS," passed First Reading by title and was deferred.

Hse. Com. No. 103, transmitting H.B. No. 539, H.D. 1, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 539, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed First Reading by title and was deferred.

Hse. Com. No. 104, transmitting H.B. No. 543, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 543, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," passed First Reading by title and was deferred.

Hse. Com. No. 105, transmitting H.B. No. 563, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 563, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was deferred.

Hse. Com. No. 106, transmitting H.B. No. 583, H.D. 1, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 583, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," passed First Reading by title and was deferred.

Hse. Com. No. 107, transmitting H.B. No. 604, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 604, entitled: "A BILL FOR AN ACT RELATING TO HAWAII NATIONAL GUARD TUITION ASSISTANCE," passed First Reading by title and was deferred.

Hse. Com. No. 108, transmitting H.B. No. 693, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 693, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," passed First Reading by title and was deferred.

Hse. Com. No. 109, transmitting H.B. No. 698, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 698, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed First Reading by title and was deferred.

Hse. Com. No. 110, transmitting H.B. No. 708, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 708, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed First Reading by title and was deferred.

Hse. Com. No. 111, transmitting H.B. No. 728, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 728, entitled: "A BILL FOR AN ACT RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS," passed First Reading by title and was deferred.

Hse. Com. No. 112, transmitting H.B. No. 735, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 735, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," passed First Reading by title and was deferred.

Hse. Com. No. 113, transmitting H.B. No. 740, H.D. 2, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 740, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed First Reading by title and was deferred.

Hse. Com. No. 114, transmitting H.B. No. 824, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 824, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLE OPERATOR EDUCATION," passed First Reading by title and was deferred.

Hse. Com. No. 115, transmitting H.B. No. 962, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 962, entitled: "A BILL FOR AN ACT RELATING TO A SENTENCING SIMULATION MODEL," passed First Reading by title and was deferred.

Hse. Com. No. 116, transmitting H.B. No. 946, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 946, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was deferred.

Hse. Com. No. 117, transmitting H.B. No. 996, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 996, entitled: "A BILL FOR AN ACT RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS," passed First Reading by title and was deferred.

Hse. Com. No. 118, transmitting H.B. No. 1028, H.D. 1, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1028, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MODEL UNITED NATIONS PROGRAM FOR HIGH SCHOOL STUDENTS," passed First Reading by title and was deferred.

Hse. Com. No. 119, transmitting H.B. No. 1138, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1138, entitled: "A BILL FOR AN ACT RELATING TO SUBMISSION OF REPORTS TO THE LEGISLATURE," passed First Reading by title and was deferred.

Hse. Com. No. 120, transmitting H.B. No. 1281, H.D. 1, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1281, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIOFUEL," passed First Reading by title and was deferred.

Hse. Com. No. 121, transmitting H.B. No. 1309, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1309, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed First Reading by title and was deferred.

Hse. Com. No. 122, transmitting H.B. No. 1357, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1357, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was deferred.

Hse. Com. No. 123, transmitting H.B. No. 1411, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1411, entitled: "A BILL FOR AN ACT RELATING TO SECONDARY MARKET SERVICES CORP.—HAWAII," passed First Reading by title and was deferred.

Hse. Com. No. 124, transmitting H.B. No. 1556, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1556, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed First Reading by title and was deferred.

Hse. Com. No. 125, transmitting H.B. No. 1587, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1587, entitled: "A BILL FOR AN ACT RELATING TO ACQUISITION OF HOSPITALS," passed First Reading by title and was deferred.

Hse. Com. No. 126, transmitting H.B. No. 1636, H.D. 1, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1636, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMMUNITY-BASED ECONOMIC DEVELOPMENT," passed First Reading by title and was deferred.

Hse. Com. No. 127, transmitting H.B. No. 1684, H.D. 1, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1684, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE AND LOCAL TAXATION OF MOBILE TELECOMMUNICATIONS SERVICES," passed First Reading by title and was deferred.

Hse. Com. No. 128, transmitting H.B. No. 688, which passed Third Reading in the House of Representatives on March 2, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 688, entitled: "A BILL FOR AN ACT RELATING TO THE EFFECTIVE DATE OF EXISTING USES UNDER THE WATER CODE," passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 21 to 26) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 21 "SENATE CONCURRENT RESOLUTION REQUESTING ESTABLISHMENT OF A TASK FORCE TO ASSESS AND DETERMINE WAYS TO REDUCE THE PAPERWORK AND DUPLICATIVE PROCESS REQUIREMENTS RELATED TO EXCEPTIONAL CHILDREN AND FELIX CLASS CHILDREN AND ADOLESCENTS."

Offered by: Senators Chun Oakland, Matsunaga, Hogue, Chumbley, Tam, English, Ige, Kawamoto, Sakamoto, Menor, Kokubun, Nakata, Fukunaga, Slom, Buen, Matsuura.

No. 22 "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO DECLARE MARCH 2001 HAWAII WOMEN'S HISTORY MONTH IN THE STATE OF HAWAII."

Offered by: Senators Chun Oakland, Fukunaga, Hanabusa, Buen, Inouye, Kim.

No. 23 "SENATE CONCURRENT RESOLUTION URGING THE FORMATION OF A WORKING GROUP TO DEVELOP A STATEWIDE CERTIFICATION PROGRAM FOR LONG-TERM CARE PROVIDERS."

Offered by: Senators Chun Oakland, Kanno, Ige, Sakamoto, Kim, English, Tam, Slom, Matsuura, Nakata, Taniguchi, Ihara, Kawamoto, Buen, Chumbley, Fukunaga, Kokubun, Hanabusa, Hemmings, Matsunaga, Hogue, Chun, Menor, Inouye.

No. 24 "SENATE CONCURRENT RESOLUTION URGING A STUDY OF OLDER UNDERGROUND PLUMBING SYSTEMS AND WATER SYSTEMS STATEWIDE TO ASSESS HEALTH RISKS."

Offered by: Senators Chun Oakland, Kawamoto, Menor, Kim, Inouye.

No. 25 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO IDENTIFY ALTERNATIVES, INCLUDING HUNTING, TO THE USE OF SNARES, POISONS, AND UNATTENDED TRAPS FOR THE CONTROL OF GAME ANIMAL POPULATIONS."

Offered by: Senators Chun Oakland, Inouye, Matsuura.

No. 26 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII RENAME THE RAINBOW BASEBALL STADIUM TO THE LES MURAKAMI BASEBALL STADIUM."

Offered by: Senators Bunda, Taniguchi, Kokubun, Sakamoto, Chun, Hemmings, Fukunaga, Ihara, Menor, Matsuura, Matsunaga, Inouye, Kim, Tam, Kawamoto, Kanno, English, Hanabusa, Slom, Chun Oakland, Ige, Buen, Nakata, Hogue.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 16 to 21) were read by the Clerk and were deferred:

Senate Resolution

No. 16 "SENATE RESOLUTION REQUESTING ESTABLISHMENT OF A TASK FORCE TO ASSESS AND DETERMINE WAYS TO REDUCE THE PAPERWORK AND DUPLICATIVE PROCESS REQUIREMENTS

RELATED TO EXCEPTIONAL CHILDREN AND FELIX CLASS CHILDREN AND ADOLESCENTS."

Offered by: Senators Chun Oakland, Matsunaga, Hogue, Chumbley, Tam, English, Ige, Sakamoto, Menor, Kokubun, Nakata, Fukunaga, Slom, Buen, Matsuura.

No. 17 "SENATE RESOLUTION URGING THE GOVERNOR TO DECLARE MARCH 2001 HAWAII WOMEN'S HISTORY MONTH IN THE STATE OF HAWAII."

Offered by: Senators Chun Oakland, Fukunaga, Hanabusa, Buen, Inouye, Kim.

No. 18 "SENATE RESOLUTION URGING THE FORMATION OF A WORKING GROUP TO DEVELOP A STATEWIDE CERTIFICATION PROGRAM FOR LONG-TERM CARE PROVIDERS."

Offered by: Senators Chun Oakland, Kanno, Ige, Sakamoto, Kim, English, Tam, Matsuura, Nakata, Taniguchi, Ihara, Kawamoto, Buen, Fukunaga, Chumbley, Kokubun, Hanabusa, Hemmings, Matsunaga, Hogue, Chun, Menor, Inouye.

No. 19 "SENATE RESOLUTION URGING A STUDY OF OLDER UNDERGROUND PLUMBING SYSTEMS AND WATER SYSTEMS STATEWIDE TO ASSESS HEALTH RISKS."

Offered by: Senators Chun Oakland, Menor, Kim, Inouye.

No. 20 "SENATE RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII RENAME THE RAINBOW BASEBALL STADIUM TO THE LES MURAKAMI BASEBALL STADIUM."

Offered by: Senators Bunda, Taniguchi, Kokubun, Sakamoto, Chun, Fukunaga, Ihara, Tam, Matsuura, Inouye, Kim, Menor, Hemmings, Kanno, English, Hanabusa, Slom, Chun Oakland, Ige, Buen, Nakata, Hogue.

No. 21 "SENATE RESOLUTION REQUIRING ALL UPPER LEVEL REPRESENTATIVES FROM THE OFFICE OF THE ATTORNEY GENERAL, DEPARTMENT OF EDUCATION, AND DEPARTMENT OF HEALTH TO SPEND ONE DAY OBSERVING FELIX STUDENTS AND PROGRAMS."

Offered by: Senator Matsuura.

STANDING COMMITTEE REPORTS

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1014) recommending that the Senate advise and consent to the nomination of CHARLES M. KATSUYOSHI as Administrator, State Procurement Office, in accordance with Gov. Msg. No. 119.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1014 and Gov. Msg. No. 119 was deferred until Thursday, March 8, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1015) recommending that the Senate advise and consent to the nominations of KRISTINE M. FOSTER, BERT Y. MATSUOKA, WENDELL T. MURAKAWA and BARBARA

A. YAMASHITA to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, in accordance with Gov. Msg. No. 158.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1015 and Gov. Msg. No. 158 was deferred until Thursday, March 8, 2001.

ORDER OF THE DAY

THIRD READING

S.B. No. 984:

On motion by Senator Buen, seconded by Senator Chun and carried, S.B. No. 984, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION PROJECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 986, S.D. 1:

On motion by Senator Buen, seconded by Senator Chun and carried, S.B. No. 986, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 448:

On motion by Senator Nakata, seconded by Senator Ihara and carried, S.B. No. 448, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1590:

On motion by Senator Kim, seconded by Senator Kawamoto and carried, S.B. No. 1590, entitled: "A BILL FOR AN ACT RELATING TO INSPECTIONS BY THE COUNTY FIRE CHIEF OR THE CHIEF'S DESIGNEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 750:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, S.B. No. 750, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1171:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, S.B. No. 1171, entitled: "A BILL FOR AN ACT RELATING TO REPORTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1397, S.D. 1:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, S.B. No. 1397, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1453:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, S.B. No. 1453, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1624:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, S.B. No. 1624, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1135:

On motion by Senator Inouye, seconded by Senator Chun Oakland and carried, S.B. No. 1135, entitled: "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1167:

On motion by Senator Inouye, seconded by Senator Chun Oakland and carried, S.B. No. 1167, entitled: "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1173:

On motion by Senator Inouye, seconded by Senator Chun Oakland and carried, S.B. No. 1173, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 603 (S.B. No. 1203, S.D. 1):

On motion by Senator Inouye, seconded by Senator Chun Oakland and carried, Stand. Com. Rep. No. 603 was adopted and S.B. No. 1203, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1133, S.D. 1:

On motion by Senator Matsuura, seconded by Senator Buen and carried, S.B. No. 1133, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1175:

On motion by Senator Matsuura, seconded by Senator Buen and carried, S.B. No. 1175, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF POISONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1062, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1062, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1063, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1063, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKER LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1065:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1065, entitled: "A BILL FOR AN ACT RELATING TO ARCHITECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1069, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1069, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1071:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1071, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1074, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1074, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTIONS FOR DEPOSITORY INSTITUTION SALES OF INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1078, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1078, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1079, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1079, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY PARTNERSHIPS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1128, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1128, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 618 (S.B. No. 48, S.D. 1):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 618 was adopted and S.B. No. 48, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 619 (S.B. No. 173, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 619 was adopted and S.B. No. 173, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 623 (S.B. No. 178, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 623 was adopted and S.B. No. 178, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 624 (S.B. No. 180, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 624 was adopted and S.B. No. 180, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 625 (S.B. No. 210, S.D. 1):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 625 was adopted and S.B. No. 210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PILOTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 626 (S.B. No. 1019, S.D. 1):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 626 was adopted and S.B. No. 1019, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 627 (S.B. No. 1113):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 627 was adopted and S.B. No. 1113, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 628 (S.B. No. 1119, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 628 was adopted and S.B. No. 1119, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 630 (S.B. No. 1129):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 630 was adopted and S.B. No. 1129, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER," having been

read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 623, S.D. 1:

On motion by Senator Buen, seconded by Senator Inouye and carried, S.B. No. 623, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1138, S.D. 1:

On motion by Senator Matsuura, seconded by Senator Buen and carried, S.B. No. 1138, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE NEWBORN HEARING SCREENING PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1026, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1026, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1061, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1061, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1332, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1332, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 641 (S.B. No. 1015, S.D. 1):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 641 was adopted and S.B. No. 1015, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 642 (S.B. No. 1064):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 642 was adopted and S.B. No. 1064, entitled: "A BILL FOR AN ACT RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1200, S.D. 1:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, S.B. No. 1200, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE TRANSPORTATION PLANNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 644 (S.B. No. 1162, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, Stand. Com. Rep. No. 644 was adopted and S.B. No. 1162, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1047:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 1047, entitled: "A BILL FOR AN ACT RELATING TO THE SHORT-TERM INVESTMENT OF STATE MONEYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1050, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 1050, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1192:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 1192, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 652 (S.B. No. 530, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 652 was adopted and S.B. No. 530, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO SCHOOL ADMINISTRATORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 655 (S.B. No. 1081):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 655 was adopted and S.B. No. 1081, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 657 (S.B. No. 1087):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 657 was adopted and S.B. No. 1087, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 658 (S.B. No. 1089):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 658 was adopted and S.B. No. 1089, entitled: "A BILL FOR AN ACT RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 661 (S.B. No. 1315, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 661 was adopted and S.B. No. 1315, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 662 (S.B. No. 1361):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 662 was adopted and S.B. No. 1361, entitled: "A BILL FOR AN ACT RELATING TO THE VOLUNTEER INCENTIVE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 667 (S.B. No. 944, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 667 was adopted and S.B. No. 944, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 668 (S.B. No. 118, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 668 was adopted and S.B. No. 118, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 673 (S.B. No. 1535, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 673 was adopted and S.B. No. 1535, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 676 (S.B. No. 1164, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 676 was adopted and S.B. No. 1164, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FOREST STEWARDSHIP PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 677 (S.B. No. 1262):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 677 was adopted and S.B. No. 1262, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 678 (S.B. No. 1561, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 678 was adopted and S.B. No. 1561, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 685 (S.B. No. 841):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 685 was adopted and S.B. No. 841, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 686 (S.B. No. 99):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 686 was adopted and S.B.

No. 99, entitled: "A BILL FOR AN ACT RELATING TO THE LIQUOR COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 688 (S.B. No. 706, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 688 was adopted and S.B. No. 706, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 690 (S.B. No. 797):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 690 was adopted and S.B. No. 797, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SERVICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 693 (S.B. No. 209, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 693 was adopted and S.B. No. 209, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 695 (S.B. No. 212, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 695 was adopted and S.B. No. 212, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY INSTRUCTION PERMIT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 696 (S.B. No. 932, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 696 was adopted and S.B. No. 932, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 697 (S.B. No. 1317):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 697 was adopted and S.B. No. 1317, entitled: "A BILL FOR AN ACT RELATING TO THE FILING DATE OF ANNUAL FINANCIAL INTERESTS DISCLOSURE STATEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 701 (S.B. No. 1165, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 701 was adopted and S.B. No. 1165, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR NATURAL RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 703 (S.B. No. 1168):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 703 was adopted and S.B. No. 1168, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 704 (S.B. No. 1099):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 704 was adopted and S.B. No. 1099, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 705 (S.B. No. 1101):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 705 was adopted and S.B. No. 1101, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1001:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1001, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS BY MAIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1007:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1007, entitled: "A BILL FOR AN ACT RELATING TO NONCONSENSUAL COMMON LAW LIENS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1454:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1454, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1456:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1456, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1509:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1509, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1512:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1512, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 716 (S.B. No. 221, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 716 was adopted and S.B. No. 221, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 717 (S.B. No. 369, S.D. 3):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 717 was adopted and S.B. No. 369, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 718 (S.B. No. 1021, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 718 was adopted and S.B. No. 1021, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 720 (S.B. No. 1195, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 720 was adopted and S.B. No. 1195, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXPAYER COMMUNICATION CONFIDENTIALITY PRIVILEGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 723 (S.B. No. 525, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 723 was adopted and S.B. No. 525, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEXTBOOKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 724 (S.B. No. 1090, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 724 was adopted and S.B. No. 1090, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 725 (S.B. No. 1205, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 725 was adopted and S.B. No. 1205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 727 (S.B. No. 1385):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 727 was adopted and S.B. No. 1385, entitled: "A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 730 (S.B. No. 1108, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 730 was adopted and S.B. No. 1108, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FUNERAL ASSISTANCE PAYMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 731 (S.B. No. 98):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 731 was adopted and S.B. No. 98, entitled: "A BILL FOR AN ACT RELATING

TO LEGAL SERVICES FOR THE INDIGENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 733 (S.B. No. 106, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 733 was adopted and S.B. No. 106, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 736 (S.B. No. 1365, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 736 was adopted and S.B. No. 1365, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 739 (S.B. No. 24, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 739 was adopted and S.B. No. 24, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 742 (S.B. No. 1040, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 742 was adopted and S.B. No. 1040, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 743 (S.B. No. 1145):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 743 was adopted and S.B. No. 1145, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 744 (S.B. No. 72, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 744 was adopted and S.B. No. 72, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHŌ'OLAWÉ ISLAND RESERVE COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 745 (S.B. No. 107):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 745 was adopted and S.B. No. 107, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 746 (S.B. No. 1356, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 746 was adopted and S.B. No. 1356, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RESIDENTS OF MAUNALAHUA SUBDIVISION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 747 (S.B. No. 205, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 747 was adopted and S.B. No. 205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSE PLATES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 748 (S.B. No. 206, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 748 was adopted and S.B. No. 206, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WHARFAGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 751 (S.B. No. 896):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 751 was adopted and S.B. No. 896, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONSTRUCTION PROJECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 752 (S.B. No. 1010):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 752 was adopted and S.B. No. 1010, entitled: "A BILL FOR AN ACT RELATING TO FUNCTIONAL PLANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 755 (S.B. No. 41, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 755 was adopted and S.B. No. 41, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 756 (S.B. No. 606, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 756 was adopted and S.B. No. 606, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLED WATER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 759 (S.B. No. 1198, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 759 was adopted and S.B. No. 1198, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 762 (S.B. No. 453, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 762 was adopted and S.B. No. 453, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 764 (S.B. No. 1126, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 764 was adopted and S.B. No. 1126, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 766 (S.B. No. 1530, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 766 was adopted and S.B. No. 1530, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 767 (S.B. No. 264, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 767 was adopted and S.B. No. 264, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION FOR TAX EXEMPTION,"

having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 770 (S.B. No. 382, S.D. 3):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 770 was adopted and S.B. No. 382, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 771 (S.B. No. 1088, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 771 was adopted and S.B. No. 1088, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 772 (S.B. No. 1213, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 772 was adopted and S.B. No. 1213, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 774 (S.B. No. 638, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 774 was adopted and S.B. No. 638, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MOLOKAI IRRIGATION SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 775 (S.B. No. 1227, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 775 was adopted and S.B. No. 1227, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR REPAIRS, MAINTENANCE, AND IMPROVEMENTS TO THE MOLOKAI IRRIGATION SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 776 (S.B. No. 982):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 776 was adopted and S.B. No. 982, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE STATE

IRRIGATION PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 777 (S.B. No. 1400, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 777 was adopted and S.B. No. 1400, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 779 (S.B. No. 752, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 779 was adopted and S.B. No. 752, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BOATING FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 780 (S.B. No. 876, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 780 was adopted and S.B. No. 876, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL FACILITY REVENUE BONDS FOR INTERISLAND MARITIME TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 783 (S.B. No. 1042):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 783 was adopted and S.B. No. 1042, entitled: "A BILL FOR AN ACT RELATING TO REORGANIZATION OF STATE GOVERNMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 785 (S.B. No. 1406):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 785 was adopted and S.B. No. 1406, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 788 (S.B. No. 1036, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 788 was adopted and S.B. No. 1036, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 789 (S.B. No. 1039):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 789 was adopted and S.B. No. 1039, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 790 (S.B. No. 1048, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 790 was adopted and S.B. No. 1048, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 793 (S.B. No. 1146):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 793 was adopted and S.B. No. 1146, entitled: "A BILL FOR AN ACT RELATING TO THE HOISTING MACHINE OPERATORS ADVISORY BOARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 794 (S.B. No. 1151):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 794 was adopted and S.B. No. 1151, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 797 (S.B. No. 498, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 797 was adopted and S.B. No. 498, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NANAKULI HOMESTEAD CEMETERY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 813:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 813, entitled: "A BILL FOR AN ACT RELATING TO REPORTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 589, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsuura and carried, S.B. No. 589, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1075, S.D. 1:

On motion by Senator Menor, seconded by Senator Kanno and carried, S.B. No. 1075, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1349, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, S.B. No. 1349, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MUTUAL BENEFIT SOCIETIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 809 (S.B. No. 97):

On motion by Senator Menor, seconded by Senator Kanno and carried, Stand. Com. Rep. No. 809 was adopted and S.B. No. 97, entitled: "A BILL FOR AN ACT RELATING TO TELEMARKETING FRAUD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 811 (S.B. No. 207):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 811 was adopted and S.B. No. 207, entitled: "A BILL FOR AN ACT RELATING TO INTERISLAND VEHICLE TRANSFERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 812 (S.B. No. 263):

On motion by Senator Menor, seconded by Senator Kanno and carried, Stand. Com. Rep. No. 812 was adopted and S.B. No. 263, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 813 (S.B. No. 1299):

On motion by Senator Kim, seconded by Senator English and carried, Stand. Com. Rep. No. 813 was adopted and S.B. No. 1299, entitled: "A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 814 (S.B. No. 950, S.D. 1):

On motion by Senator Inouye, seconded by Senator Chun Oakland and carried, Stand. Com. Rep. No. 814 was adopted and S.B. No. 950, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1163:

On motion by Senator Inouye, seconded by Senator Chun Oakland and carried, S.B. No. 1163, entitled: "A BILL FOR AN ACT RELATING TO THE EFFECTIVE DATE OF EXISTING USES UNDER THE WATER CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 818 (S.B. No. 400, S.D. 2):

On motion by Senator Matsuura, seconded by Senator Kanno and carried, Stand. Com. Rep. No. 818 was adopted and S.B. No. 400, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 820 (S.B. No. 1077, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 820 was adopted and S.B. No. 1077, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADEMARKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 821 (S.B. No. 138, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 821 was adopted and S.B. No. 138, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 822 (S.B. No. 1120, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 822 was adopted and S.B. No. 1120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 823 (S.B. No. 1178, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 823 was adopted and S.B. No. 1178, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 824 (S.B. No. 423, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 824 was adopted and S.B. No. 423, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PROCEEDINGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 825 (S.B. No. 424, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 825 was adopted and S.B. No. 424, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COURTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 827 (S.B. No. 1131, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 827 was adopted and S.B. No. 1131, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL WASTES RECYCLING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1508, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1508, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1513, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1513, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURGLARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1601, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1601, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 169, S.D. 1:

On motion by Senator Menor, seconded by Senator Kanno and carried, S.B. No. 169, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 185, S.D. 1:

On motion by Senator Kawamoto, seconded by Senator Inouye and carried, S.B. No. 185, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 213, S.D. 1:

On motion by Senator Kawamoto, seconded by Senator Kim and carried, S.B. No. 213, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSE RENEWAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 847:

On motion by Senator Kawamoto, seconded by Senator Nakata and carried, S.B. No. 847, entitled: "A BILL FOR AN ACT RELATING TO EXPLOSIVES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 887, S.D. 1:

On motion by Senator Kawamoto, seconded by Senator Tam and carried, S.B. No. 887, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1593, S.D. 1:

On motion by Senator Kawamoto, seconded by Senator Kim and carried, S.B. No. 1593, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 854, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 854, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1191, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 1191, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARD DEDUCTION FOR INDIVIDUAL INCOME TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1193, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 1193, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 853 (S.B. No. 1264, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 853 was adopted and S.B. No. 1264, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 855 (S.B. No. 1018, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 855 was adopted and S.B. No. 1018, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FEE SIMPLE RESIDENTIAL REVOLVING FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 858 (S.B. No. 621, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 858 was adopted and S.B. No. 621, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 860 (S.B. No. 132, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 860 was adopted and S.B. No. 132, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PEER EDUCATION PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 861 (S.B. No. 1206, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 861 was adopted and S.B. No. 1206, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having

been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 864 (S.B. No. 105, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 864 was adopted and S.B. No. 105, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 868 (S.B. No. 911, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 868 was adopted and S.B. No. 911, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO QUEST," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 869 (S.B. No. 1111, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 869 was adopted and S.B. No. 1111, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 871 (S.B. No. 704, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 871 was adopted and S.B. No. 704, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME VICTIM COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 873 (S.B. No. 1460, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 873 was adopted and S.B. No. 1460, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 876 (S.B. No. 499, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 876 was adopted and S.B. No. 499, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVE SHARING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 879 (S.B. No. 1034, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 879 was adopted and S.B. No. 1034, S.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 882 (S.B. No. 1046, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 882 was adopted and S.B. No. 1046, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 884 (S.B. No. 1377, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 884 was adopted and S.B. No. 1377, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 885 (S.B. No. 1382):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 885 was adopted and S.B. No. 1382, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 890 (S.B. No. 1220):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 890 was adopted and S.B. No. 1220, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOAN FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 892 (S.B. No. 120, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 892 was adopted and S.B. No. 120, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 119, S.D. 1:

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, S.B. No. 119, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 897 (S.B. No. 840, S.D. 1):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 897 was adopted and S.B. No. 840, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 898 (S.B. No. 1059, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 898 was adopted and S.B. No. 1059, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 899 (S.B. No. 1076, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 899 was adopted and S.B. No. 1076, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 901 (S.B. No. 441):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 901 was adopted and S.B. No. 441, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOME LANDS COMMISSION ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 902 (S.B. No. 495, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 902 was adopted and S.B. No. 495, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HALFWAY HOUSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 906 (S.B. No. 905):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 906 was adopted and S.B. No. 905, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF THE LOBBYIST LAW," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 907 (S.B. No. 1103):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 907 was adopted and S.B. No. 1103, entitled: "A BILL FOR AN ACT RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 908 (S.B. No. 1208, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 908 was adopted and S.B. No. 1208, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 909 (S.B. No. 1104, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 909 was adopted and S.B. No. 1104, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 910 (S.B. No. 1109):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 910 was adopted and S.B. No. 1109, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE RECOVERY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 911 (S.B. No. 1110, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 911 was adopted and S.B. No. 1110, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 912 (S.B. No. 877, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 912 was adopted and S.B. No. 877, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE AGRICULTURAL WATER DISTRIBUTION SYSTEM, UPCOUNTRY KULA, MAUI WATERSHED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 914 (S.B. No. 1060, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 914 was adopted and S.B. No. 1060, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 916 (S.B. No. 670, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 916 was adopted and S.B. No. 670, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE STUDENT COUNCIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 917 (S.B. No. 821, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 917 was adopted and S.B. No. 821, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LAPTOPS FOR LEARNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 918 (S.B. No. 865, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 918 was adopted and S.B. No. 865, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL-TO-WORK," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 923 (S.B. No. 751, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 923 was adopted and S.B. No. 751, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 927 (S.B. No. 257, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 927 was adopted and S.B. No. 257, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RETURN OF PRESCRIPTION DRUGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 928 (S.B. No. 1105, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 928 was adopted and S.B. No. 1105, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 929 (S.B. No. 1123, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 929 was adopted and S.B. No. 1123, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 930 (S.B. No. 1276, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 930 was adopted and S.B. No. 1276, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSQUATTING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 931 (S.B. No. 1320, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 931 was adopted and S.B. No. 1320, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 933 (S.B. No. 637, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 933 was adopted and S.B. No. 637, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 935 (S.B. No. 1554, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 935 was adopted and S.B. No. 1554, S.D. 2, entitled: "A BILL FOR AN ACT A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 725, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 725, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CUSTODY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 780, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 780, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII CONSTITUTION, TO ADD A SECTION ON CRIME VICTIMS' RIGHTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1229, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1229, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 943 (S.B. No. 545, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 943 was adopted and S.B. No. 545, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PACON INTERNATIONAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 944 (S.B. No. 648, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 944 was adopted and S.B. No. 648, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 949 (S.B. No. 1035, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 949 was adopted and S.B. No. 1035, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 950 (S.B. No. 1115, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 950 was adopted and S.B. No. 1115, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 952 (S.B. No. 549, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 952 was adopted and S.B. No. 549, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF MANUFACTURING EXTENSION PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 955 (S.B. No. 755, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 955 was adopted and S.B. No. 755, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 956 (S.B. No. 1210, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 956 was adopted and S.B. No. 1210, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 959 (S.B. No. 807, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 959 was adopted and S.B. No. 807, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BEACH RESTORATION AND BEAUTIFICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 960 (S.B. No. 1054, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 960 was adopted and S.B. No. 1054, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MANAGEMENT OF FINANCING AGREEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 965 (S.B. No. 774, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 965 was adopted and S.B. No. 774, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1452, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1452, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO LAND COURT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1510:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1510, entitled: “A BILL FOR AN ACT RELATING TO GAMBLING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1511:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1511, entitled: “A BILL FOR AN ACT RELATING TO SENTENCING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1518, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1518, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SENTENCING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1523:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1523, entitled: “A BILL FOR AN ACT RELATING TO RESISTING ARREST,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1604:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1604, entitled: “A BILL FOR AN ACT RELATING TO NUISANCE ABATEMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 974 (S.B. No. 469, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 974 was adopted and S.B. No. 469, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PARKING FOR PERSONS WITH DISABILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 977 (S.B. No. 926, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 977 was adopted and S.B. No. 926, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 980 (S.B. No. 1567, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 980 was adopted and S.B. No. 1567, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SCHOOL COMPLEXES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 981 (S.B. No. 630, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 981 was adopted and S.B. No. 630, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 983 (S.B. No. 1112):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 983 was adopted and S.B. No. 1112, entitled: “A BILL FOR AN ACT RELATING TO OHANA CONFERENCING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 597, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 597, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 996:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 996, entitled: “A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE I, SECTION 10, OF THE HAWAII CONSTITUTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1430:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1430, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 6, OF THE HAWAII CONSTITUTION, TO CHANGE THE ELIGIBILITY TO SERVE AS A MEMBER

OF THE SENATE OR HOUSE OF REPRESENTATIVES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1555:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1555, entitled: “A BILL FOR AN ACT RELATING TO ACT 316, SESSION LAWS OF HAWAII 1993, AS AMENDED BY ACT 157, SESSION LAWS OF HAWAII 1995,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 990 (S.B. No. 124, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 990 was adopted and S.B. No. 124, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 992 (S.B. No. 836, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 992 was adopted and S.B. No. 836, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ENFORCEMENT OF PARKING FOR PERSONS WITH DISABILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 993 (S.B. No. 552, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 993 was adopted and S.B. No. 552, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A KOREAN WAR MUSEUM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 994 (S.B. No. 1405, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 994 was adopted and S.B. No. 1405, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC.,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 997 (S.B. No. 633):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 997 was adopted and S.B. No. 633, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION TO MATCH FEDERAL FUNDS FOR THE HAWAII FORESTRY AND COMMUNITIES

INITIATIVE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 998 (S.B. No. 1401, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 998 was adopted and S.B. No. 1401, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ALA WAI WATERSHED,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1000 (S.B. No. 1414, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1000 was adopted and S.B. No. 1414, S.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR UNIFORM LAWS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1001 (S.B. No. 1540, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1001 was adopted and S.B. No. 1540, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A HONOLULU CITY LIGHTS LOOKOUT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1002 (S.B. No. 654, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1002 was adopted and S.B. No. 654, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MEDICAID,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1003 (S.B. No. 1455, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1003 was adopted and S.B. No. 1455, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CHILDREN’S ADVOCACY PROGRAM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1006 (S.B. No. 190, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1006 was adopted and S.B. No. 190, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COUNTIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 683, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 683, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 997:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 997, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL OFFENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1185, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1185, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1571, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1571, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

RECONSIDERATION OF ACTION TAKEN

S.B. No. 1575, S.D. 1:

Senator Kawamoto moved that the Senate reconsider its action taken on March 1, 2001, in passing S.B. No. 1575, S.D. 1, on Second Reading, seconded by Senator Fukunaga and carried.

Senator Kawamoto then offered the following amendment (Floor Amendment No. 1) to S.B. No. 1575, S.D. 1:

SECTION 1. Senate Bill No. 1575, S.D. 1, is amended by correcting the title to read as it read in S.B. No. 1575 as originally introduced as follows:

"A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE."

Senator Kawamoto moved that Floor Amendment No. 1 be adopted, seconded by Senator Fukunaga.

Senator Kawamoto explained:

"Mr. President, the floor amendment is to correct a drafting error which missed placing the word 'the' in the title."

Senator Slom rose to speak on the amendment as follows:

"Mr. President, I rise to speak on the amendment with reservations.

"I noticed that the only change that was made was on the 'the' but there still is a problem with the bill and the amendments, and that has to do with we're shifting responsibility to the pedestrians on this bill. We're requiring the pedestrian to do a lot of additional things including hand signals and how the pedestrian is seen, rather than putting the full responsibility on the driver.

"Thank you, Mr. President."

Senator Kawamoto rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in favor of the amendment and the bill.

"We understand that 85 percent of the pedestrians being hit today are people in the crosswalk. We understand the fact remains that we need to educate both the driver and the pedestrian. We need to make the responsibility of walking in the crosswalk a responsibility of the driver and the pedestrian. This bill provides an opportunity to follow what the Canadians do – they allow the responsibility of having eye contact with the driver and by providing, regardless of it being hands or legs or whatever, that you need to put it forward to show that you know you're going to cross a crosswalk at that instant. We remind the pedestrian that he has a responsibility, also, in the crosswalk to look around.

"Therefore, Mr. President, I urge my colleagues to vote 'aye' on this bill."

Senator Hemmings rose to speak with reservations on the measure and said:

"Mr. President, I know too many pedestrians who have been right by being in the crosswalk, but they've been dead right. Hopefully this bill will be pursued.

"I'm voting with reservations because I'm concerned that it puts too much of a burden on the driver and not enough on the pedestrian who ends up being the one that gets killed.

"Thank you, Mr. President."

At 10:20 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:22 o'clock a.m.

The motion to adopt Floor Amendment No. 1 was put by the Chair and carried.

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, S.B. No. 1575, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 8, 2001.

THIRD READING

Stand. Com. Rep. No. 753 (S.B. No. 1013, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 753 be received and placed on file, seconded by Senator Hanabusa and carried.

Senator Taniguchi then moved that S.B. No. 1013, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 2) to S.B. No. 1013, S.D. 2:

SECTION 1. Senate Bill No. 1013, S.D. 2, is amended by amending section 1 by deleting the amount of \$150,000,000 and replacing it with the sum of \$0.

SECTION 2. Senate Bill No. 1013, S.D. 2, is amended by amending section 2 by deleting the amount of \$150,000,000 and replacing it with the sum of \$0.

Senator Taniguchi moved that Floor Amendment No. 2 be adopted, seconded by Senator Hanabusa.

Senator Taniguchi explained:

“Mr. President, we’re just going to blank out the \$150 million ceiling in the bill.”

At 10:24 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:25 o’clock a.m.

Senator Taniguchi continued:

“Mr. President, we are blanking this amount out to encourage further discussion.”

The motion to adopt Floor Amendment No. 2 was put by the Chair and carried.

By unanimous consent, S.B. No. 1013, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” was placed on the calendar for Third Reading on Thursday, March 8, 2001.

Stand. Com. Rep. No. 801 (S.B. No. 1534, S.D. 1):

By unanimous consent, the amendments to S.B. No. 1534 proposed in S.D. 1 were withdrawn and Stand. Com. Rep. No. 801 was received and placed on file.

Senator Taniguchi noted:

“Mr. President, we are going back to the first initial draft of the original bill. There’s some concern about the far-reaching effects of S.D. 1, so we are proposing to go back to the original version.”

At 10:27 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:30 o’clock a.m.

By unanimous consent, S.B. No. 1534, entitled: “A BILL FOR AN ACT RELATING TO LONG-TERM CARE,” was placed on the calendar for Third Reading on Thursday, March 8, 2001.

Stand. Com. Rep. No. 889 (S.B. No. 1033, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 889 be received and placed on file, seconded by Senator Hanabusa and carried.

Senator Taniguchi moved that S.B. No. 1033, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 3) to S.B. No. 1033, S.D. 2:

SECTION 1. Senate Bill No. 1033, S.D. 2, is amended by substituting \$0 for \$2,000,000 in every place it appears in Section 1 of the bill.

Senator Taniguchi moved that Floor Amendment No. 3 be adopted, seconded by Senator Hanabusa.

Senator Taniguchi noted:

“Mr. President, in decision-making we had blanked out the amounts. Even though we may be supportive of the GO bond authorization, I believe we need to conform the bill to the decision made at the hearing.”

The motion to adopt Floor Amendment No. 3 was put by the Chair and carried.

By unanimous consent, S.B. No. 1033, S.D. 3, entitled: “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAAHI BISHOP MUSEUM, OAHU,” was placed on the calendar for Third Reading on Thursday, March 8, 2001.

RECONSIDERATION OF ACTION TAKEN

S.B. No. 791, S.D. 1:

Senator Taniguchi moved that the Senate reconsider its action taken on March 2, 2001, in passing S.B. No. 791, S.D. 1, on Second Reading, seconded by Senator Hanabusa.

Senator Hemmings rose and said:

“Mr. President, with all due respect to the good Senator from Manoa, we support the amendment and delaying decision-making on this for 48 hours. Nevertheless, there are those who want to find the money for the teacher’s pay raise by cutting the waste and inefficiency and misappropriation of prior monies. So there are other ways to do it besides taking away tax benefits.

“Thank you, Mr. President.”

The motion was then put by the Chair and carried.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 4) to S.B. No. 791, S.D. 1:

SECTION 1. Senate Bill No. 791, S.D. 1, is amended by correcting the title to read as it read in S.B. No. 791 as originally introduced as follows:

“A BILL FOR AN ACT RELATING TO TAXATION.”

Senator Taniguchi moved that Floor Amendment No. 4 be adopted, seconded by Senator Hanabusa.

Senator Taniguchi noted:

“Mr. President, there’s a technical error in the title of the bill. We’re just correcting that.”

The motion to adopt Floor Amendment No. 4 was put by the Chair and carried.

At 10:34 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:35 o'clock a.m.

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 791, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 8, 2001.

THIRD READING

Stand. Com. Rep. No. 926 (S.B. No. 1170, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 926 and S.B. No. 1170, S.D. 2, was deferred to the end of the calendar.

S.B. No. 1500:

Senator Tam moved that S.B. No. 1500, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in favor of the bill with reservations.

"This has been a problem that the Legislature, and particularly the Senate, has been trying to deal with for the last several years. It involves two things – the original will that created Irwin Memorial Park in the downtown Honolulu waterfront area, and also promises made to tenants at Aloha Tower Marketplace by, initially, the State of Hawaii regarding parking.

"There have been constant attempts, first through eminent domain and then by other means, to try to take back the park and pave it over into parking. The tenants are very unhappy at Aloha Tower Marketplace because they never got the parking that they were promised by the State. There's no alternative plans for parking at this moment, but in terms of good economic and environmental sense and also in honoring the will, we must maintain Irwin Park because that was the original purpose for that land, so I speak with reservations.

"Thank you."

The motion was put by the Chair and carried, S.B. No. 1500, entitled: "A BILL FOR AN ACT RELATING TO PRESERVING AND MAINTAINING HISTORIC IRWIN MEMORIAL PARK AS A LANDSCAPED STREET-LEVEL OPEN SPACE GATEWAY TO THE HONOLULU WATERFRONT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 625, S.D. 1:

Senator Kawamoto moved that S.B. No. 625, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senator Kanno stated:

"Mr. President, I'd like to request that the record reflect that the voting sheet, as decked, was not accurate of the vote at the hearing. The voting sheet indicates four 'no' votes for myself and Senators Menor, Tam, and Taniguchi. The four of us should have been marked as excused.

"Thank you."

Senator Hemmings rose for a conflict ruling as follows:

"Mr. President, I need an opinion on a conflict of interest – I'm a surfer."

The Chair ruled the Senator Hemmings was not in conflict.

Senator Hemmings continued:

"Mr. President, I'm concerned about this bill not on what it's doing, but what the potential may pose for the Maalaea Harbor – probably one of Hawaii's greatest surfing resources. It has a tremendous impact on us all, economically, and that can be seen in Paia, where it's the windsurfing capital of the world, or in Haleiwa, which is recognized as the surfing capital of the world. Maalaea is a very famous surfing break for the world of surfing. Those resources are very limited to the reefs of these Hawaiian Islands, and this harbor poses a threat to eliminate that surf site.

"So I wish to go on record with favoring the ferry system, but not favoring it at the expense of destroying a tremendous natural resource as a surfing site.

"Thank you, Mr. President."

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of the bill.

"Mr. President, your Committee on Transportation, Military Affairs, and Government Operations heard the bill, heard the discussion, and we are just trying to provide, again, another alternative to transportation – the ferry system. These are some of the incentives that were requested upon our Committee.

"Thank you."

The motion was put by the Chair and carried, S.B. No. 625, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 748:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, S.B. No. 748, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLE OPERATOR EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Menor).

S.B. No. 1202, S.D. 1:

Senator Kawamoto moved that S.B. No. 1202, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senators Kim and Matsunaga requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1202, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Chumbley, Chun, English, Ihara, Inouye, Kokubun).

S.B. No. 1389:

Senator Kawamoto moved that S.B. No. 1389, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senator Hemmings rose to speak in opposition to the measure and stated:

“Mr. President, I rise to speak in opposition to the bill.

“I’ll make it brief, Mr. President. This increases anywhere from \$35 or up, the cost for towing a car, and I think it’s unwarranted since the consumers are already beleaguered by high costs in Hawaii. So I speak against the bill and will be voting ‘no.’”

The motion was put by the Chair and carried, S.B. No. 1389, entitled: “A BILL FOR AN ACT RELATING TO TOWING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Kanno).

Stand. Com. Rep. No. 604 (S.B. No. 1084, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 604 be adopted and S.B. No. 1084, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak with reservations on the measure and said:

“Mr. President, I rise to speak with strong reservations.

“Obviously, we’ve all been talking about Felix for many years. I know the esteemed Senator from Salt Lake has even gotten himself a model, which he has put together and has appropriately put on his desk – the Rubik’s cube – which somehow has been solved, and I know that Felix has not been solved.

“If I could read into the record a few items here . . . three items in particular – one, that the funding for the bureaucracy of Felix is made so without accountability; also, the ‘emergency’ need of this appropriation is fueled by the contempt order filed against the State last year and also by modified versions of the consent decree; and also, by the inclusion of all Felix costs in Comprehensive School Support Services, otherwise known as EDN 150.

“On the first point, the DOE has stated that their priority is to comply with the federal consent decree for Felix v. Cayetano. However, admittedly, the department’s priority is not to ensure that eligible children of special education services under the IDEA and Section 504 are benefiting from the services the department has developed and put in place. The DOE has not developed measurable outcomes, nor tracked the success or failure of specific treatments utilized by IEP teams. This Legislature continues to appropriate funds without holding departments accountable and demanding successful results.

“Secondly, the scope of services mandated by the consent decree was broadened by the change in definition of children – a very broad change. In fact, in the Status Conference Report filed with the US District Court on February 13, 2001, it says on

page 4, ‘Stipulation and Order Modifying Consent Decree, amending “Plaintiff class” to include “all children and adolescents with disabilities residing in Hawaii, from birth to 20 years of age, who are eligible for and in need of education and mental health services.”’ Hence, by opening up services to virtually every child in Hawaii, having no accountability, and over-identification of Felix and special education eligible children, which is admittedly done by the DOE, the State has effectively opened a Pandora’s Box of funding for the DOE, DOH, and DHS regarding Felix.

“Finally, with regards to EDN 150, which was established by this Legislative body last Session, it has become the warehouse for the Department of Education’s Comprehensive School Support Services Program. The DOE is now saying that all school based support services will be covered in this program. They have not delineated out Felix costs. That means services that are not Felix are included in this and services that are Felix are included in this. So, monies get appropriated to a program ‘in the name of Felix’ but they may not necessarily be spent on Felix. I think we’ve seen some items in regards to that – for example, A-plus and other programs.

“I realize that we must spend money for Felix. But, Mr. President, are we doing so wisely? I vote ‘yes,’ but with very strong reservations. Thank you.”

Senator Sakamoto rose to speak in support of the measure as follows:

“Mr. President, I rise to speak in support of the measure.

“Mr. President, some of the comments from the Senator from Kaneohe are well taken. He and others, as well as the Auditor, have questioned some of the things we need to do. Further down in our agenda are two measures that, in part, respond to some of these concerns, but let me discuss them now since the issue is at hand.

“The first measure is Stand. Com. Rep. No. 919/S.B. No. 1303 and the second measure is Stand. Com. Rep. No. 921/S.B. No. 957. Mr. President, these measures are our effort to support the Felix response plan. These measures direct the Department of Education to formulate clear and concise guidelines that facilitate the recommendation of appropriate services to Felix Class children. It makes clear that formulating an operational definition guideline is not to be misconstrued as an attempt to limit the State’s responsibility to fund and support appropriate services.

“A tremendous amount of time, energy and resources has been and continues to be expended by the State to comply with servicing our learning disabled children. However, there still exists confusion by educators, parents and service providers about which children are eligible for State support under Felix compliance, as has been pointed out, and more importantly what services best provide for the educational needs of the children. This measure (the first measure of the two I mentioned) seeks to address those concerns as well as those expressed in the auditor’s report, without distracting from compliance efforts ordered by the court.

“Your Education and Ways and Means Committees along with the joint Felix task force have also looked for ways to support and enhance the transfer of services to a school based system that will provide cost efficiencies and improve outcomes for our students. Therefore, we will be asking for your support of S.B. No. 957.

“S.B. No. 957 recognizes that the Comprehensive Student Support System, as was mentioned, that currently operates in

our public schools is designed to identify and meet the many and varied needs of our students. These needs can vary from short term behavioral interventions, to special curriculum for gifted and talented children, challenged or at risk students.

"This comprehensive system is also designed to encompass IDEA, 504, and Felix services. It also provides the best opportunity for early identification and intervention. This will of course provide major cost savings to the system – early identification and intervention. And most importantly, it can totally change a child's life and educational potentials.

"The measure requires the Department of Education, through CSSS, to adopt best practices, disclose potential conflicts of interest in the IEP process, and monitor services ordered through IEPs to ensure that services rendered are indeed resulting in improved educational achievement.

"Finally, the measure provides monitoring and assessments by the joint legislative taskforce that you and the Speaker have set up, Mr. President, to assure that our learning disabled children are being serviced more expeditiously and services are effective and cost efficient, and that we are accountable to all taxpayers.

"So I believe some of the Senator from Kaneohe's concerns will be addressed in the measures to come, and hopefully we can indeed resolve all the questions that are out there.

"Thank you, Mr. President."

Senator Hemmings rose to speak on the measure as follows:

"Mr. President, I want to address the larger issue. Since this is, more or less, the halfway point in the legislative process, I hope we . . .

Senator Chumbley interjected:

"Mr. President, is the speaker speaking for or against the measure?"

Senator Hemmings responded:

"I'm speaking for the measure, with reservations . . . actually, no, I'll change my mind since you brought it up – I'll vote 'no,' thank you. I'm going to vote 'no' because I know this will come back to us in the last waning days of the Legislature.

"In my 'no' vote, I hope I'm opening some minds. We have a systemic problem here in Hawaii. I don't want to play the blame game, but there is something called responsibility. Why is the State of Hawaii in such dire straits? We might ask ourselves that question, because before you can cure any disease, you must diagnose it.

"There are solutions that are much more cost effective and will solve the problems with the system, rather than just piecemeal – putting band-aids over some of the symptoms. For instance, we have a congressional delegation that is very proud of bringing guns and bombs to Hawaii with military spending. Ironically, something I, as a Republican, support. I believe there is peace in strength. I'm glad they do that, but they have failed miserably, absolutely miserably, in bringing funds here to Hawaii to support up to 40 percent of the cost of the Felix mandates. We only get 8 percent of the possible 40 percent funding we should get.

"So what's the solution? Not have emergency funding and throw more money at the problem as we've done with every

other problem in the recent history of the State of Hawaii. The solution is maybe introduce a resolution in this chamber and a concurrent one in the House chamber to ask our congressional delegation to start maybe seeing if our congressional delegation can get some of that Washington money to Hawaii to help us with this very serious problem.

"Item number two – I've been told by many people, including principals and experts in the area that the Ezra consent decree is one of the worst in the country, that we are having to comply with way more than is mandated by the law, simply because the Attorney General and the minions up there signed off on a bad consent decree. And with all due respect of Federal Judge Ezra, who is, I believe, a good St. Louis boy which means he has good roots, he's not the last word in all of this. Solution? Why don't we look at revisiting the consent decree through the legal process with some lawyers who are prepared to address this more professionally and see if we can't get it amended? I think Judge Ezra, if he was presented a good plan and was lobbied, may change his mind. But it's something that we should consider, rather than just once again throwing taxpayer's money at it.

"I'm going to say a word that probably scares most of the Democrats tremendously, and that's the word voucher. We have a de facto voucher system going on right now in the education system, and that's where smart parents come to the school and bring a lawyer in some instances, as has happened in my district with several of my schools, and threaten the principal and threaten the system, and the AG's Office knows what we all know – you can't afford to litigate, so the state settles. So we have a voucher system going on in the public education system where principals and teachers are signing off on their responsibility and many children are being sent to very expensive private schools at the expense of the taxpayers.

"Do we want emergency funding to settle this problem? The solution, Mr. President, that we should consider before the end of the Session is to further consider a tuition tax credit for children eligible for Felix consent decree assistance so that the many different institutions in the private sector, and some of which will be created to meet the demand, can address these very complex problems. A system that asks our public education system to be all things to all people, including mental health services, is absolutely ludicrous in concept. A tuition tax credit would allow the parents a choice in the marketplace of opportunities and could potentially save the State a huge amount of money.

"Also, in listening to President Bush talk to the national governors, he recognized that the federal government oftentimes creates mandates for states that are unfair. And I do believe that a solution there is to revisit the entire law at the national level and see if we can fine tune it since it was passed many years ago. We all want to make sure that the children of our nation have equal opportunity and no child is left behind. But do we want to do so in a fair way that the vast majority of children that need the normal education are suffering because resources are being wasted on the poor implementation of the IDEA law?

"So, Mr. President, speaking against this bill, I'm asking this chamber and this Legislature to look at alternatives to fix this system, rather than just throwing taxpayer's money at it year in and year out.

"Thank you for your indulgence, Mr. President."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I, too, rise in opposition to the bill.

"I want to echo some of the comments made by my colleagues, but I want to make it absolutely clear that in the four previous years that I've been here, I've voted for all of the appropriations for Felix/Cayetano. I know that we have a moral as well as a legal obligation to take care of the children, but we also have a moral and legal obligation to take care of the resources of the taxpayers, and we have not done that.

"As my colleague from Kailua said, we have been throwing money after the problem but we have not held people accountable. And that's part of the problem.

"This is an emergency piece of legislation, one of more than a dozen that we're going to be considering today. It's only an emergency because people have not held to their responsibility and we have not held them accountable. All we've done is appropriated more money.

"This bill, it's my understanding, will exceed the general fund appropriation ceiling for fiscal year 2001. That's one of the problems with it. The confusion that the good Senator from Moanalua mentioned, the confusion that's shared by parents and teachers and so forth, is confusion that they didn't create that we've created and we allow to continue. So at some point, we have to draw the line and say 'look, we're going to meet our responsibilities but we've got to hold people accountable.'

"I appreciate some of the things that have been done, but I remember the admonitions by the two University of Pennsylvania consultants that were hired by our State Auditor Marion Higa. And what they said was, 'the problem with our participation is that: (1) there's no business plan; and (2) there's no definition for what a Felix child is.' Now, in any business parlance, and if it were your own money, you would have that business plan and that definition first before you went ahead and appropriated more money. And that's what I want to see. I want to see the priorities established before we continue to spend money.

"Also, as the Senator from Kailua/Waimanalo mentioned, we have had alternatives on the table. They have been presented by the consultants, they've been presented by the Minority, they've been presented by other Majority members and we have not seriously considered them. The only thing that I saw happen with the suggestions from the consultants from the University of Pennsylvania is that the Attorney General, the Department of Health and Department of Education all circled the wagons to protect their particular interests and their domain, rather than saying let's really find a solution.

"So if we're interested in the children, if we're interested in solving this problem, let's do it and do it in a way that guarantees that we have a business plan and the definitions first before we have anymore emergency appropriations.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 604 was adopted and S.B. No. 1084, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

S.B. No. 1487, S.D. 1:

Senator Kim moved that S.B. No. 1487, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Chumbley rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in support of the measure with reservations.

"Mr. President, during caucus there were two items that came up on this measure. The first one is the ambiguities in the issue of the specific sums and how it applies. It is my belief that this needs to be clarified in the future hearings on this bill. I understand that the Chair of the TIA Committee is in fact going to do that so it's clear that it is a predetermined amount of money.

"Second, Mr. President, what's good for the goose is good for the gander and this should apply to all state agencies also.

"Thank you."

Senator Ihara rose and said:

"Mr. President, I have reservations on this bill as well."

Senators English and Ige also requested their votes be cast "aye, with reservations," and the Chair so ordered

The motion was put by the Chair and carried, S.B. No. 1487, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 939, S.D. 1:

Senator Menor moved that S.B. No. 939, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Hogue rose in support of the measure with reservations and stated:

"Mr. President, this bill has to do with subrogation and third party tortfeasors. I rise in support of this measure with reservations. I know that if anybody called me a third party tortfeasor we'd probably go out and beef in the backyard.

"But in any case, there was testimony before the Committee which indicated that this bill could drive up premiums, and I'm sure that we do not want that. We already live in one of the most expensive states in the entire world and we do not want it to be any more expensive than that. So I rise in support of this measure with very, very strong reservations, Mr. President."

Senators Slom and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered

The motion was put by the Chair and carried, S.B. No. 939, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 620 (S.B. No. 174):

Senator Menor moved that Stand. Com. Rep. No. 620 be adopted and S.B. No. 174, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Hogue rose to speak in favor of the measure with reservations and said:

“Mr. President, I rise to speak in favor of this bill with reservations.

“Currently, if a time-share unit located in Hawaii is sold out of state, the seller must give the buyer time to change his or her mind and cancel the sale. In fact, right now, essentially, it’s seven days. The seller also must give the buyer copies of disclosure statements for both Hawaii and for the state in which the sale is made. Each state has different rules about this, so currently the seller gets copies of the disclosures from both states, and gets the more liberal of the two cancellation periods.

“This bill seeks to apply the rules for the state in which the sale of the time-share was made, and ignore Hawaii’s consumer-friendly rules and disclosures.

“During the Committee hearing in Consumer Protection, we were not given copies of the disclosures for other states, so we couldn’t compare them with the ones from Hawaii and make an informed decision. I suggest we ask DCCA to get copies of these disclosures and present them to the next committee that hears this bill so that we can at least compare them to Hawaii’s.

“I don’t think that we’re making an informed decision, therefore, I voice my support with strong reservations.

“Thank you.”

Senators Taniguchi, Chumbley, Hemmings, Fukunaga, Hanabusa, Ihara and Chun Oakland then requested their votes be cast “aye, with reservations,” and the Chair so ordered

The motion was put by the Chair and carried, Stand. Com. Rep. No. 620 was adopted and S.B. No. 174, entitled: “A BILL FOR AN ACT RELATING TO TIME SHARING PLANS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Ige).

Stand. Com. Rep. No. 621 (S.B. No. 175, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 621 was adopted and S.B. No. 175, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TIME SHARING PLANS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 622 (S.B. No. 176):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 622 was adopted and S.B. No. 176, entitled: “A BILL FOR AN ACT RELATING TO TIME SHARING PLANS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Ige).

Stand. Com. Rep. No. 629 (S.B. No. 1121):

Senator Menor moved that Stand. Com. Rep. No. 629 be adopted and S.B. No. 1121, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Hemmings rose to speak against the measure as follows:

“Mr. President, I rise to speak against the bill.

“This is similar to the bill passed in the ‘80s, when I was in this Legislature in the other chamber, that allowed needle exchange. One question that always perplexes me that I’ve never gotten a good answer for is, If the State is exchanging needles and also providing the sale of syringes now for the use of drugs, where do the people using the drugs get the drugs? That’s a question that I think has great implications, especially in the criminal side of law.

“I believe this bill is doing nothing more than making the State an enabler – enabling people to take drugs easier rather than addressing their very serious problem.

“Thank you, Mr. President. I will be voting ‘no.’”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 629 was adopted and S.B. No. 1121, entitled: “A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

S.B. No. 123, S.D. 1:

On motion by Senator Menor, seconded by Senator Taniguchi and carried, S.B. No. 123, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1333, S.D. 1:

Senator Menor moved that S.B. No. 1333, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Hogue rose to speak in opposition to the measure and stated:

“Mr. President, I rise to speak in opposition of this bill.

“Currently, financial Service Loan Companies often recruit their customers from the poorest and most financially strapped people in Hawaii, people who often desperately need the money for basic necessities like food or rent. Oftentimes they will charge just absolutely huge interest rates, sometimes what essentially goes up to like 29 or 31 percent annual percentage rates. This bill seeks to tack on new fees that would raise these APRs to absolutely unconscionable levels by springing an additional \$75 fee on consumers just before the loan closes. For example, if a customer applies for a \$500 loan paid back over one year, suddenly the already high 29 percent APR jumps to a 68 percent APR with this \$75 fee.

“Mr. President, I think we can do better than this. I rise in opposition. Thank you.”

Senator Chun rose in support of the measure with reservations and stated:

"Mr. President, I stand in support of the bill with reservations.

"Mr. President, this bill also allows the charging of prepayment penalty for variable rate or open-end loans. I don't see any reason or support as to why a consumer should be charged a prepayment penalty for open-ended loans. Basically, that's your charge cards, Mr. President. Absent any kind of showing as to why that is required or why we should allow our consumers to be subject to that kind of charge, I feel that this bill could be improved on.

"However, there are other portions of the bill that I believe are worthy of consideration and we should go on and discuss these matters further, so I will support the bill with reservations.

"Thank you, Mr. President."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"The banks and financial institutions I think have done a good job by themselves raising their own fees without the support and advocacy of the Legislature. Just like the defective date of 2050 in this bill, I think additional fees are defective as well."

Senators Inouye, Ige and Ihara then requested their votes be cast "aye, with reservations," and the Chair so ordered

The motion was put by the Chair and carried, S.B. No. 1333, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Slom). Excused, 1 (Taniguchi).

At 11:07 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:08 o'clock a.m.

Stand. Com. Rep. No. 639 (S.B. No. 29, S.D. 2):

Senator Menor moved that Stand. Com. Rep. No. 639 be adopted and S.B. No. 29, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Hanabusa rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"Mr. President, it's not an easy thing to do because I happen to know the gentleman who I believe this bill was specifically drafted for. I've known him since he was a law clerk and it has nothing to do with his capabilities or his abilities to perform the job.

"What my opposition is to Stand. Com. Rep. No. 639/S.B. No. 29 is that it is against everything that we have said we are going to do in terms of civil service reform and collective bargaining. This is a civil service position, colleagues, and what they want to do is to ensure that he gets paid a certain rate,

so they've come to us, the Legislature, to make an exception for one individual. I believe that such an action is contrary to what we have been badgered with for the past two years as to what is civil service reform. To have administration basically come forward and to say they now want us to make the exception, they want us to include in a statute that a particular individual will be paid no less than 95 percent, being that this individual is also a civil servant, they would be entitled to probably any kind of statutory types of increases that we may give people who hold civil service positions commensurate to the units that they supervise.

"I believe this is very bad policy, and as much as he is a friend, I cannot vote in favor of this measure.

"Thank you, Mr. President."

Senator Menor rose to speak in favor of the measure as follows:

"Mr. President, I rise to speak briefly in favor of Stand. Com. Rep. No. 639, S.B. No. 29, S.D. 2.

"As you know, Mr. President, one of the reasons why this bill was introduced was to correct an inequitable and unfair situation involving the hiring of the current deputy insurance commissioner, Gordon Ito. I believe this bill should be passed, and if it is not passed, I believe that certain negative ramifications could result.

"First of all, if we do not pass this bill, the insurance commissioner has clearly indicated that the deputy commissioner would take a severe pay cut, which I think would be unfair and inequitable. But he also pointed out that the failure to enact this bill into law could negatively impact the administrative operations of the insurance division. He stated that if this bill were not to be adopted, that one way to remedy this situation would be to have Mr. Ito, the current deputy insurance commissioner, resign and re-advertise the position at the preferred salary.

"Mr. President, at the time Mr. Ito was selected for the position, the division had been without a chief deputy insurance commissioner for seven months. So, should Mr. Ito have to result to this procedure, the division will once more be without a chief deputy for a length of time, and again, that could have negative impacts on the operations of the division.

"However, notwithstanding the justifications that I've just mentioned, I would like to assure all of my colleagues in the Senate that this bill definitely remains a work in progress. I've already consulted with the insurance commissioner and we intend to work closely together to try to get the House to make amendments to the bill to try to address the concerns that have been expressed by some of my colleagues. For example, one of the concerns that's been expressed is that the bill, as presently worded, would require that the salary of the chief deputy commissioner would be no less than 95 percent of the maximum salary of the commissioner. This concern can be easily resolved by inserting language or an amendment into the bill to specify that the deputy commissioner salary would be up to 95 percent of the commissioner's salary.

"Another concern that's been raised is that the bill would set a precedent by having a departmental administrator's salary set by statute. I would like to point out that in previous sessions, the Legislature has enacted laws establishing and delineating the salaries of state employees. Examples of these are the salary of the insurance commissioner set by the director of commerce and consumer affairs; salary of the captive insurance administrator set at 95 percent of the insurance commissioner's

salary; salaries of department heads set by statute; deputies' or assistants' to department heads salaries set by statute; ombudsman's salary set by statute; ombudsman's first assistant salary set by statute; the executive director of housing finance and development corporation salary set by statute; and there are other instances where this has occurred.

"Nevertheless, notwithstanding the clear existence of precedent statutorily under Hawaii law, I am very sensitive to the concerns that the enactment of this bill may be setting a precedent that we may not want to establish in the future. In that regard, one possible amendment that we could make as this bill works its way through the process would be to clarify that the salary level would be set in an act and not by way of an amendment to a statutory provision.

"So again, my colleagues, this is a bill that's still a work in progress, and I respectfully request that we keep it alive for further consideration and move it over to the House.

"Thank you."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, after listening to both arguments, I'm going to be supporting the Senate Vice President from the beautiful island area of Waianae in opposition to this bill.

"The threats from the insurance commissioner notwithstanding, I think the real issue here is civil service and collective bargaining reform. And if in fact we are serious about having civil service and collective bargaining reform, this bill does not belong here. And it has nothing to do with the individual; it should not be personalized. It should be the process. We're always talking about the process, but we haven't done it.

"As far as work in progress, we're asked to vote on bills today that we are told are works in progress with defective dates and zero amounts and everything else. If we give our support, our unflinching support to these things and then we find out that the work in progress has no sidewalk and a leaky roof and everything else, then we have given our support to something which will be recorded for the future.

"So I'm going on record in opposition to this bill. Thank you, Mr. President."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I, too, would like to go on record as voting 'no' on this bill and speak against it.

"The good Senator from the central plain of Oahu recognizes that this bill is a bill in need of work. He concedes that it needs to be amended. We have the opportunity to do it. Let's do it. Let's not pass defective legislation on with the hopes that sometime in the future we'll fix it. It's our responsibility to pass on the best legislation possible. We have the opportunity to do it. Let's do it."

Senator Ige rose to speak against the measure as follows:

"Mr. President, I rise to speak in opposition to this measure.

"My concern is really the process on this measure. The contents of this bill were not properly noticed and there was no opportunity for the public to comment on the bill as drafted. Therefore, I'll be voting 'no.'"

Senator Chun rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"I also agree with the statement made by the honorable Senator from Waianae. I appreciate the concern of the CPH Chair about needing a vehicle and letting this matter continue on. I believe we have sufficient vehicles already in process that talk about civil service. We have sufficient vehicles that talk about insurance. We have enough vehicles out there in order for us to address this question at a later time. If and when that happens, I am confident that the CPH Chair and his counterpart in the House will take into consideration the concerns raised by the members here on this floor today.

"If we are looking for a vehicle, and I agree that is necessary, we already have them. We don't need this bill, and I encourage all my colleagues to vote against this bill."

Senator Inouye rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak against this measure.

"Please register the remarks from my colleague of the twenty-first district as if it were my own into the Journal please. Thank you."

The Chair so ordered.

Senators Matsunaga, Chumbley, Kim and Matsuura requested their votes be cast "aye, with reservations," and the Chair so ordered

The motion was put by the Chair, Stand. Com. Rep. No. 639 failed to be adopted and S.B. No. 29, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, failed to pass Third Reading on the following showing of Ayes and Noes:

Ayes, 11. Noes 14 (Buen, Chun, Chun Oakland, English, Hanabusa, Hemmings, Hogue, Ige, Ihara, Inouye, Kokubun, Nakata, Slom, Tam).

Stand. Com. Rep. No. 640 (S.B. No. 937):

Senator Menor moved that Stand. Com. Rep. No. 640 be adopted and S.B. No. 937, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Hogue rose in favor of the measure with reservations and stated:

"Mr. President, I'm rising to speak in favor of this bill with reservations.

"This bill is somewhat of a step in the right direction, but it really is a manini step and was brought up in testimony before the Commerce, Consumer Protection and Housing Committee that perhaps we should take a giant step forward and do what is called 'no pay, no play.' What that means is that someone who recklessly drives without any auto insurance couldn't collect auto insurance from anyone else. So I rise with reservations.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 640 was adopted and S.B. No. 937, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE

INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 699:

Senator Taniguchi moved that S.B. No. 699, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose in favor of the measure with reservations and said:

“Mr. President, being a Republican and representing the Koolaupoko district of Kailua and Waimanalo, I rise to speak in favor of this bill with reservations. I’m going to take the President’s and this Senate body’s time in addressing this issue because I think it addresses a much larger problem.

“In order for us to understand the state of our economy and the dire straits we’re in in government, we have to understand where that problem came from. Back in the early ’80s there was a national reform of tax laws. The federal government cut taxes and cut the brackets dramatically. The big lie in the ensuing years is that the national deficit, Mr. President, was created by the Reagan tax cuts. And that is a lie because government in the Reagan years doubled the total amount of revenue collected on a yearly basis because tax cuts spawned a greater and bigger economy that produced more revenue.

“But what we did here in Hawaii in re-codifying our tax laws is we made some small adjustments but we did not reduce the rate of taxation and we did not reduce the brackets. So even the poor were paying in the top bracket of taxes and it created a tremendous windfall that at one point the Council of Revenues announced that we would have a \$600 million surplus. The then Governor decided that money could best be spent on ‘programs’ to help the people. There were those of us in the House of Representatives at that time that thought the money should be refunded not the usual customary dollar, but at a much larger rate. Fortunately, that idea prevailed and that year \$125 was given to each taxpayer on a tax return. A family of four of course got a \$500 rebate.

“The point is, in the ensuing years, what the prior administration did was build a huge, huge government bureaucracy. It really is the fourth branch of government and it’s a bureaucracy that we wrestle with everyday – the bureaucracy that consumes money and oftentimes doesn’t get things done.

“In addressing this bill, I’m sorry that it is a dollar. I’m sorry that it will probably remain a dollar because what we’re really talking about is the overpayment of the bills the government pays to get things done when so much money is wasted on a bureaucracy.

“Once again, Mr. President, there is a solution and that’s to reduce the state workforce. I would ask the question rhetorically, After doubling spending on state budgets from 1990-2001 because the budget has doubled, what’s gotten twice as better? What’s gotten better? I challenge the Majority Party who’s been at the helm of the state here, who’s been spending taxpayer’s money, to please tell me – please. We have one of the worst economies in the nation, while 49 states were wallowing in prosperity, and we’re getting the trickle down because of maybe some increased tourism. What has gotten better in the State of Hawaii for doubling in spending?

“I’m saying we have to fix the system. If we can go from approximately 45,000 public employees to well over 60,000 in four short years, why can’t we reduce that workforce through attrition? Now is the time for us to start thinking about serious solutions to these serious problems once again, rather than just throwing taxpayer’s money at it. The taxpayers deserve efficiency and they certainly deserve more than a one dollar refund for their hard-earned money that government has confiscated from them.

“Thank you, Mr. President.”

Senator Slom requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 699, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 735, S.D. 1:

Senator Taniguchi moved that S.B. No. 735, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure as follows:

“Mr. President, I rise to speak against this.

“Mr. President, in Committee I asked the people that were asking for this whopping increase of \$10 million what the reason was and they gave the answer that oftentimes is given by the bureaucracy in state government. It was a very generic ‘cause the prices have gone up.’ I don’t know how any responsible project can go from a \$15 million budget to a \$25 million budget. And since it is special revenue bonds, they will not be paying tax on the interest. I hasten to say that we should be very cautious when handing out these bonds, therefore, I’m voting ‘no.’”

Senator Hogue requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 735, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

At 11:25 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:38 o’clock a.m.

S.B. No. 1049, S.D. 1:

Senator Taniguchi moved that S.B. No. 1049, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose in support of the measure with reservations and stated:

“Mr. President, I rise in support with reservations of this bill.

"I'm all in favor of the lapsing of unused bills, and I notice that the amount is almost \$162 million. But that brings up a point, and that is that we're going to be discussing today a lot of these so-called special purpose revenue bonds, and many of them should not be authorized in the first place. If we're really not serious about it and if we really have not asked the proper questions in Committee in terms of the viability of the project, then they should not be authorized in the first place.

"So while I certainly suggest that we repeal these bills, I think we should keep that in mind when we vote on all the other ones coming up. Thank you."

The motion was put by the Chair and carried, S.B. No. 1049, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPEAL OF OUTSTANDING AUTHORIZED BUT UNISSUED SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1180, S.D. 1:

Senator Taniguchi moved that S.B. No. 1180, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak with reservations on the measure and said:

"Mr. President, I just wish the Clerk to record my affirmative vote 'with reservations.'"

The Chair so ordered.

Senators Hogue and Slom also requested their votes be cast "aye, with reservations," and the Chair so ordered

The motion was put by the Chair and carried, S.B. No. 1180, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 653 (S.B. No. 584, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 653 be adopted and S.B. No. 584, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, with deference to the good Senator from Maui, I rise to speak against this bill.

"Mr. President, this bill once again speaks to the larger issue of no systemic reform. What this is going to result in is bringing retired teachers out of retirement and basically paying twice for the same job to be done.

"I think a much better solution to this problem is to solve the larger problem with the living environment in Hawaii and the cost of living in Hawaii which is the deterrent to the availability of teachers and also to giving the teachers a pay raise they much deserve. And this, of course, includes making the difficult decisions that we've failed to make in the past of setting our

priorities and who should get paid more, who should get paid less and who, quite frankly, should not be working for the State of Hawaii.

"So with this in mind, I'm voting 'no.' I think there is a more fiscally responsible way to address this problem as with many others. Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 653 was adopted and S.B. No. 584, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION PERSONNEL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

Stand. Com. Rep. No. 654 (S.B. No. 823, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 654 be adopted and S.B. No. 823, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of this bill with strong reservations.

"This is a well-intended bill that provides immunity to the so-called front-liners – the school administrators and other school employees involved in the Felix IEP process. Essentially, what it says is that only the State DOE or the DOH can be sued, not the employee, unless there is willful neglect on the part of that person. This is important because many front-line educators feel intimidated by the threat of legal action and I agree that somehow they must be protected.

"However, this is a slippery slope. Total immunity from liability for some but not all providers of Felix or special education services is discriminatory and unfair. Immunity also removes significant accountability from DOE and DOH and employees involved in the process. And, as the committee report also correctly points out, this immunity does not protect employees against federal claims.

"So, Mr. President, please record my vote as support with reservations. Thank you."

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"This bill confers a 'special protection' to a subclass of state employees (i.e.: teachers who work with Felix kids) and creates unfair and unequal treatment of similarly situated persons under the law. Simply said, it's bad public policy to single out 'special ed. teachers' for 'special protection' and not other teachers or other state employees.

"The situation that is sought to be remedied under this bill cannot be achieved through legislation but rather through a very thorough understanding and explanation of the problems associated with their obligations and the protections by the Department of Education and the Attorney General's Office. Let's look at those two departments and get them to do a better job at what they're supposed to be doing.

"It's just bad public policy to create additional layers of conferring state immunity from liability on a piecemeal basis. This is bad public policy.

"Thank you."

Senator English rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"Mr. President, I voted 'no' on this bill in all the Committees. My reason is that we already have immunity for government workers. This creates bad precedent for us in that we will be doing it on an ad-hoc basis granting immunity to different classes of workers, because it already exists if they're performing in the scope of their duties. This may be read to say that we are granting immunity for work done outside of the scope of duties.

"It's a slippery slope, as has been pointed out, and I opposed it from the beginning.

"Thank you, Mr. President."

Senator Hemmings rose to speak in favor of the measure with reservations and said:

"Mr. President, I speak in favor of the bill with reservations.

"This bill has to be looked at from another perspective, and that perspective I don't think has been discussed on the floor yet. Why is this bill needed? Simply because of tort and liability insurance extortion that goes on in our public school system where parents are coming to meetings regarding their children's needs and threatening the school and also the principals and teachers with a law suit. Quite frankly, in talking to the teachers and principals in my district, they feel threatened. This is addressing a real concern.

"But I do agree with the prior speakers that there is no uniformity to it. Really what they're saying is the plaintiff attorneys in A.T.L.A. (American Trial Lawyers Association) and organizations like that that are very well represented in lobbying this Legislature, have done a good job of preventing all the people of Hawaii from getting meaningful tort and liability insurance reform that we are trying to accord just the teachers in this situation.

"I address this bill with reservations because it is a principle that should be extended throughout our law system to protect innocent people from frivolous lawsuits. Oftentimes the State is settling without any protection from the AG's Office simply because they know what the trial lawyers know – that they can bring a lawsuit in the State of Hawaii, and the defendant, anywhere in a suit like this, cannot afford the time nor the money to defend themselves so it's cheaper to settle the claim and pay to have, once again, children go to private schools at the very big expense of the taxpayers.

"Good bill, but it needs to be expanded to include all of us who are threatened by wrongful lawsuits.

"Thank you, Mr. President."

Senator Chun rose in support of the measure and said:

"Mr. President, I stand in support of this bill.

"Mr. President, I would disagree with some of the speakers here today. There is no immunity for teachers or other workers

who are working specifically with the special ed. students under the Felix class students. There is no immunity out there. The fact of the matter is that people, teachers, counselors, IEP workers, they are getting sued. And they are not being defended by the State. That is the simple truth of what's going on over there.

"Because of that fact, because the employees are getting sued, because they're not getting defended by the State, teachers are afraid – afraid to stand up for what they think is right in the IEP process. They're afraid to do what is right when it comes to educating the students properly. They're afraid of doing right when it comes in terms of really making sure that all children are educated properly. This fear is what's driving the educational system. This fear is what's driving the cost of the Felix way beyond what all of us imagined. We need to address that and we need to address it quickly.

"Do I believe that this is setting up a special class? Yes, I believe. I believe that all employees should be covered. I believe that all employees should not be in fear of lawsuits just because they're doing their job. I believe the Attorney General's Office should do a better job of educating them and of giving them assurance that they will be defended if a lawsuit is filed against them. Yes, I believe, as one of the Senators mentioned today, that we need to get our departments to do their job, but, unfortunately, I can't legislate that. I can't do a law saying, 'Attorney General, do your job better; Department of Education, do your job better.' I don't think that's going to work.

"What we need to do is address the heart of the problem and that is to protect our teachers, protect our workers who are working in the schools. This bill does it. In fact, I would even advocate that this bill should be improved even more to ensure that they are protected.

"One of the things that came out loud and clear in the Committee hearings is that I asked them specifically, How many people have been sued in the Department of Education? How many suits have you defended? How many suits have you refused to defend and force the teachers to defend themselves and use their own money? And of those cases, How many of them have been reimbursed after they've won? We have not yet heard from the Attorney General's Department regarding those answers. My understanding is those questions were even asked in the Education Committee and yet no answer was given.

"That leaves me to the conclusion that there are people out there. I know, personally, of one person – a special ed. teacher – that was sued for doing her job. That person went down to the Attorney General's Office and asked for assistance. She was refused. She hired her own attorney and she fought that case and won. She asked for reimbursement of those monies and was refused again. This situation has happened again, and again, and again. This situation has led to special ed. teachers resigning out of frustration that if the State's not going to back them up, then why should they spend their hard-earned time and energies working for the State. And they have left employment.

"We have said all along that we need to keep these workers. We need to support these workers. Mr. President, this is the time to stand up and do that right now and I ask all my colleagues to support this measure.

"Thank you."

Senator Matsuura rose to speak in support of the measure as follows:

"Mr. President, I rise in support of this bill.

"Before I introduced this legislation, I asked the Attorney General for an opinion. As you know, two years ago when we dealt with the Attorney General, one of the things that came up in the public hearing was the fact that they did make a mistake early on on this Felix thing and they hired a law firm from the mainland who went around and told our principals and our special ed. teachers that they were personally liable. They admitted at the public hearing that that was a mistake and they came back again. Unfortunately, the perception within our teachers and principals and special ed. teachers was that they were personally liable.

"Originally when I first came in at the beginning of this Session, I requested from the Attorney General a written opinion since the principals and the teachers would not listen to me. They would say, 'I want to see it in writing.' So I requested from the Attorney General's Office an opinion specifically outlining what they have reassured me. The Attorney General has reassured me many times, even within the public hearing, that the principals and the special ed. teachers are not personally liable. I have made a written request of the Attorney General and I have yet to receive that. That's why I decided to sponsor this bill. If you were at the public hearing, I requested it again, 'Where is the written opinion?' Mr. LeMahieu said that if he were to receive the Attorney General's opinion, he would be more than happy to disseminate it throughout the schools. To this day, we have yet to receive that opinion.

"So that is why we need this bill, Mr. President. I urge my colleagues to vote for it."

Senator Sakamoto rose to speak in support of the measure as follows:

"Very briefly, Mr. President, this bill will help to change the fear, hopefully, to hope. This bill will help to change uncertainty where we are as a body for the teachers and others to know that we support them and that indeed there is hope and for them to regain faith that we can get beyond Felix."

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of the bill with reservations.

"It's too bad that we need this bill. We really shouldn't have this bill. The Co-Majority Leader was talking about events of various departments that have not done their job, have not been held accountable. And most of us that have been here remember when the Department of Education and others came before our various Committees and asked for the authority to go out and hire attorneys to protect the teachers because the Attorney General was not doing that, their department was not doing that.

"I would beg to differ with the Co-Majority Leader when he says that there's nothing that he can do as a Legislator. This is what the whole thrust of the Minority is saying today to you – when these agencies come here and ask you for more money, more personnel and you don't ask them what kind of job they've done, then tell them NO! That's what we can do. And that's our responsibility. We support the teachers and they are special, and particularly the special ed. teachers, and to leave them hanging out there is criminal.

"Thank you, Mr. President."

Senators Fukunaga, Ihara, Ige and Menor then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 654 was adopted and S.B. No. 823, S.D. 1, entitled: "A BILL FOR AN ACT RELATED TO LIMITED LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Chumbley, English).

Stand. Com. Rep. No. 656 (S.B. No. 1082, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 656 be adopted and S.B. No. 1082, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of the measure with reservations.

"I noticed that it was a joint hearing for this bill between Education and Labor and there was no testimony whatsoever presented for the bill. The bill talks about providing workers' compensation for school approved work based learning programs but again there's no amount. We don't know how much we're asking for or how much we're going to be liable for.

"So I support the idea that these individuals should be covered and these programs should be covered, but again, I urge my colleagues to get the numbers first. Let's have the numbers before we vote on them.

"Thank you."

Senator Hemmings rose and said:

"Mr. President, I rise to speak in favor and I wish the Clerk to record a reservation on my vote."

The Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 656 was adopted and S.B. No. 1082, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 659 (S.B. No. 1212, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 659 be adopted and S.B. No. 1212, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of this bill with reservations.

"This is another well intended bill that transfers the duty of licensing public school teachers from the DOE to the Hawaii Teacher Standards Board and sets up an infrastructure to do so.

Essentially, it allows the teaching profession to be much like others, like CPAs, lawyers or doctors.

"However, if this bill becomes law in its present form, I have a concern about accountability. In the Ways and Means Committee report, amendments were passed that among other things would delete the requirement that the Teacher Standards Board report to the Governor and the Legislature. Obviously, that would create a lack of accountability. However, in the current S.D. 1, the specific language reads, 'an annual report to the Governor and the Legislature and the Board's operations will be submitted annually.' So which is it? Is the Standards Board accountable in regards to the licensing of teachers or not?"

"Thank you."

Senators Slom and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 659 was adopted and S.B. No. 1212, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 660 (S.B. No. 1215, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 660 be adopted and S.B. No. 1215, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against the bill and I'd like the Journal to reflect my comments on S.B. No. 584, S.D. 2, at the top of the page.

"This is paying twice for the same service. We should fix the system, not pay twice as much to have the same job done.

"Thank you, Mr. President."

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 660 was adopted and S.B. No. 1215, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

Stand. Com. Rep. No. 663 (S.B. No. 1362, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 663 was adopted and S.B. No. 1362, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COACHES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 664 (S.B. No. 1364, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 664 be adopted and S.B. No. 1364, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in strong support of this measure.

"When the Minority Caucus met to discuss priorities for this Session, number one on our list, and maybe number one on yours as well, was education and finding a way to help the teachers. We strongly support the need for helping those teachers improve themselves through continuing education and matters of professional development. In fact, we sent forward one of our caucus bills to do just that, and the elements of that bill are contained in this measure.

"We encourage your support for S.B. No. 1364, which appropriates funds for public school teachers who pursue professional development. We believe it goes a long way towards improving the quality of teachers and, more importantly, the quality of our children's education.

"Thank you very much."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 664 was adopted and S.B. No. 1364, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 665 (S.B. No. 484, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 665 be adopted and S.B. No. 484, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak in favor of the measure with reservations and stated:

"Mr. President, I wish to stand and speak with reservations in favor of this bill.

"I'm wondering if we're putting the cart before the horse and I realize the good Senators from the Big Island are concerned about this issue but so was the county government on the Big Island. I might quote an article from a recent issue of the Pacific Business News, 'Hawaii County has no deal with Brewer Environmental Industries,' who will be the recipient of this loan, 'and has not given approval for the company's plan,' says a gentleman named Andy Levin, legislative advisor to Mayor Harry Kim.

"So we're essentially giving \$25 million in special revenue bond money – which is a huge, huge asset because of the nature of special revenue bonds – to a company that has not been approved for the business we're giving the bond for. And so I believe this may be a good investment, but it may be premature also, so I have my reservations."

Senator Slom then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 665 was adopted and S.B. No. 484, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF

SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 666 (S.B. No. 540, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 666 be adopted and S.B. No. 540, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Fukunaga rose in support of the measure with reservations and stated:

“Mr. President, I rise to speak in support of this measure with some reservations.

“I note that in prior years, legislation of this type has been supported by this body. I would certainly want to continue that support, but I would just note from the Department of Taxation’s testimony that this measure does not contain very much specificity in that the provisions would be retroactive to 2000; the maximum amount of the credit is uncapped; virtually any structure will qualify for the credit, a commercial, retail, hotel, warehouse, or industrial facility; and there are no definitions for commercial district.

“I would urge my colleagues to remember or to consider the fact that we will be taking up legislation to eliminate the reductions in income taxes that we passed several years ago and in prior years this legislation has carried a rather hefty price tag. I believe the bills that we considered in ’99 and 2000 were in the range of about \$63 million.

“Thank you, Mr. President.”

Senator Chumbley requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 666 was adopted and S.B. No. 540, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 669 (S.B. No. 594, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 669 be adopted and S.B. No. 594, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

“Mr. President, I rise in opposition to the bill.

“As you know, I have tried to be consistent over the last five years in voting ‘no’ on any bill that creates a new special fund. I believe that the Legislative Auditor, the Tax Foundation, other budgetary experts have pointed out to us year after year that the creation of special funds is not a good budgeting process. It does not allow us to have access to the information and availability to those funds. And as we’ve seen time and time again, some of these funds turn out to be not so special, because if there is a need for money, then the administration or others have raided the special funds, transferred them to the general

fund, or used them for purposes that they were not expected to be used for in the first place.

“In addition, this bill has a number of problems. It has a defective date. It has a number of additional surcharges. It’s supposed to be related to motor vehicle violators, but the purpose of the actual fund turns out to be one of educational nature, which again says to me that it should come out of the general fund if it’s worthwhile.

“So, for these and other reasons, I’ll be voting ‘no.’ Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 669 was adopted and S.B. No. 594, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NEUROTRAUMA,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

At 12:04 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o’clock p.m.

Stand. Com. Rep. No. 670 (S.B. No. 1106, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 670 be adopted and S.B. No. 1106, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak with reservations on the measure and said:

“Mr. President, I rise to speak with strong reservations.

“As I mentioned earlier, we’re obviously having some tremendous problems regarding Felix accountability and also that we are being driven by the fact that there is a contempt order that has been filed against the State this last year.

“I wanted to bring up one other point – we are labeling services ‘Felix’ when they do not necessarily qualify as ‘Felix’ services because they are not services only for children with a mental health diagnosis. For example, in this report from the DHS, this emergency appropriation is partly for a demonstration project that was not mentioned in any of the legislative update reports that this body received on the status of complying with the Felix consent decree. So how do we know that in fact this project is for ‘Felix’ class individuals and in any way associated with the Felix Response Plan? Further, if in fact this plan is necessary to comply with IDEA and Section 504 regulations, then why is the project only being extended until July 1, 2001? According to the consent decree, the State is supposed to be developing a system of services that will be maintained long after the final compliance date this year.

“Once again, I think we’re following the items and that we’re sending things into a black hole and we’re not exactly sure how the money is being spent.

“I will vote ‘yes’ because I know we have to appropriate some money, but with strong reservations.

“Thank you.”

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"In summary, this continues to throw good money after bad, with no assurances that the system will be fixed. It's simply an emergency appropriation without addressing the underlying problems.

"Thank you, Mr. President."

At 12:11 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:13 o'clock p.m.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 670 was adopted and S.B. No. 1106, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Sлом). Excused, 2 (Menor, Nakata).

There being no objections, consideration of the following Senate bill was advanced for the purpose of considering a floor amendment being offered:

Stand. Com. Rep. No. 922 (S.B. No. 1029, S.D. 2):

Senator Taniguchi moved that Senate Rule 53, requiring floor amendments to be presented to the Clerk no later than 9:00 a.m. on the day of the session at which the amendment is to be offered, be suspended pursuant to Senate Rule 85, seconded by Senator Hanabusa.

Senator Taniguchi then said:

"Mr. President, I wish to offer a Floor Amendment to S.B. No. 1029, S.D. 2, and I'm requesting that the Rule requiring that Floor Amendments be first submitted to the Clerk by 9:00 a.m. be suspended."

The motion to suspend Senate Rule 53 was put by the Chair and carried.

Senator Taniguchi moved that Stand. Com. Rep. No. 922 be received and placed on file, seconded by Senator Hanabusa and carried.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 5) to S.B. No. 1029, S.D. 2:

Section 1. Senate Bill No. 1029, S.D. 2, is amended by amending section 10 to read as follows:

"SECTION 10. Section 237D-6.5, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

"(b) Beginning on January 1, 1999, revenues collected under this chapter shall be distributed as follows:

- (1) ~~147.3~~ \$1,000,000 of revenue collected under this chapter shall be deposited into the state parks special fund established under section 184-3.4;
- (2) \$60,000,000 of the revenues collected under this chapter shall be deposited into the tourism special fund established under section 201B-11; and
- (3) Of the remaining balance:
 - (A) 24.0 per cent of the revenues collected under this chapter shall be deposited into the convention center ~~capital and operations special~~ enterprise

fund established under section ~~206X-10.5;~~ 201B- ;

~~(2) 37.9 per cent of the revenues collected under this chapter shall be deposited into the tourism special fund established under section 201B-11;~~

~~(3) 44.8(B) 64.0~~ per cent of the revenues collected under this chapter shall be transferred as follows: Kauai county shall receive 14.5 per cent, Hawaii county shall receive 18.6 per cent, city and county of Honolulu shall receive 44.1 per cent, and Maui county shall receive 22.8 per cent~~[-]; and~~

~~(C) The remaining balance shall be deposited into the general fund.~~

All transient accommodations taxes shall be paid into the state treasury each month within ten days after collection, and shall be kept by the state director of finance in special accounts for distribution as provided in this subsection.""

Senator Taniguchi moved that Floor Amendment No. 5 be adopted, seconded by Senator Hanabusa.

Senator Taniguchi noted:

"Mr. President, we discovered this morning that the draft of this bill did not reflect the decision made at the Committee. The amendments conform the bill to the decision made by having a number of amendments made."

The motion to adopt Floor Amendment No. 5 was put by the Chair and carried.

By unanimous consent, S.B. No. 1029, S.D. 3, entitled: "A BILL FOR AN RELATING TO TOURISM," was placed on the calendar for Third Reading on Thursday, March 8, 2001.

At 12:16 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:08 o'clock p.m.

Stand. Com. Rep. No. 671 (S.B. No. 1127, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 671 be adopted and S.B. No. 1127, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak on the measure and said:

"Mr. President, once again this is a Felix bill. I wanted to raise a couple of points here.

"First off, the Child and Adolescent Mental Health Division (CAMHD) existed and received funding prior to the Felix Consent Decree. However, sometime in the last six years . . ."

Senator Ihara interjected:

"Mr. President, is the speaker for or against this bill?"

Senator Hogue responded:

"I'm terribly sorry. I rise to speak with strongest reservations.

"Once again, there was funding prior to the Felix Consent Decree. However, sometime in the last six years, this division stopped serving the general public and has testified that 'all of our expenditures are for Felix kids.' This is a direct quote from Anita Swanson from the Felix briefing on January 4, 2001. In fact, the DOE was under the impression that there was a statute

in our Hawaii Revised Statutes which limited the population served by this division to be strictly Felix because the Department of Health has been so adamant that the only population they could serve, and do serve, is Felix.

"After research with the DOE, DOH, LRB, and my own staff, we have found that no statute exists. So the question again is raised, Are these monies truly an emergency appropriation for Felix? If in fact this division only serves Felix beneficiaries, then what has happened to the general population that previously received mental health services from the Department of Health? Have they all been turned away and forgotten?"

"I also add this point and I'm sure that many of you are aware of these figures. In the 1991-92 fiscal year, the appropriation for this division was only \$12 million. By 1995, which interestingly enough was post Felix, the amount was \$27 million. In 1999, after the 'plaintiff class' definition was changed, and in effect broadened, as stated in the Status Conference Report filed with the US District Court, the appropriation skyrocketed to \$105 million. Last year, they were appropriated \$109 million. Now they need another \$46 million.

"How much more will they want without accountability, Mr. President?"

The motion was put by the Chair and carried, Stand. Com. Rep. No. 671 was adopted and S.B. No. 1127, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE CHILD AND ADOLESCENT MENTAL HEALTH DIVISION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 672 (S.B. No. 1142):

Senator Taniguchi moved that Stand. Com. Rep. No. 672 be adopted and S.B. No. 1142, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Kanno rose for a conflict ruling as follows:

"Mr. President, I'd like to request a ruling on a possible conflict. I'm an employee of PACT (Parents and Children Together), which is part of the Healthy Start Network. Part of these funds will go to PACT. However, I'd like to note that none of my pay will come from these monies."

The President ruled that Senator Kanno was not in conflict.

Senator Hogue rose to speak with reservations on the measure and said:

"Mr. President, once again I rise to speak with strong reservations.

"In the most recent legislative report dated January, 2001, the Healthy Start Program and Early Intervention Services Program are not even mentioned in the report. It is interesting to note that the Departments of Health or Education do not provide data on the number of children serviced that are Felix or are potentially special education as identified or treated through the Healthy Start and Intervention Services Programs. The question, of course – Why not?

"The purpose of early intervention services and healthy start programs are not limited to the Felix class child. In fact, how can you even diagnose a newborn as being Felix unless the

child was autistic or suffered some type of mental retardation upon birth? These two programs offer many identifications, for example, high risk child abuse situations. That particular identification would not – would not – constitute a Felix child, yet this measure implies these programs only service Felix children.

"In the past fiscal year, the Department of Health was appropriated over \$17 million, which includes but is not limited to servicing the Healthy Start Program; and more than \$12 million more which includes but is not limited to servicing the Early Intervention Services. It is unfair to label this emergency appropriation in the name of Felix when both programs provide services not isolated to Felix children.

"Finally, are we calling the problems Felix and actually serving a larger population? We ask this question; so far we don't have an answer.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 672 was adopted and S.B. No. 1142, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EARLY INTERVENTION SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 674 (S.B. No. 497, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 674 was adopted and S.B. No. 497, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 675 (S.B. No. 1161, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 675 be adopted and S.B. No. 1161, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in support of the measure with reservations.

"The objective of the bill, I think, is a worthy one – to cut down cost to the government making reporting and public notice for seized property only reportable if it exceeds \$1,000 in value (the current law is \$100). I have no problem with the publication part of it. I do have a problem with the growing amounts and availability of property that's being seized by the state government.

"There could be a way of seizing property that, in fact, is not even abandoned, because the definitions here, I think, are open to discussion where you would have various properties that would be 1,000 here, 1,000 there and could add up to a hefty sum. So my concerns are with the abandonment policies of the State.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 675 was adopted and S.B. No. 1161, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF ABANDONED OR SEIZED PROPERTY ON PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 679 (S.B. No. 45, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 679 be adopted and S.B. No. 45, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator English rose to speak with reservations on the measure and said:

"Mr. President, I rise with reservations on this bill.

"The livelihood of farmers, especially small farms, depends ever increasingly on the attention that we pay as a population to them. Mr. President, government should provide every measure of assistance to ensure the welfare of this priceless commodity, and this bill aims to do that. However, as worded, the unintended returns of this bill may preclude bona fide processes and complaints from moving forward. This is because the way the bill sets up the 'rebuttable presumption,' and this presumption works both ways.

"So, as it's worded, I'm registering my reservations because it works for farmers, but it could also work against them.

"Thank you, Mr. President."

Senator Ihara rose and said:

"I have reservations on this bill, Mr. President."

The Chair so ordered.

Senator Buen rose to speak in favor of the measure and said:

"Mr. President, I speak in favor of the bill.

"Your Committees on Agriculture and Judiciary supported this measure to amend the definition of farming operation to include silviculture.

"In the hearings, we heard there may be friction between farming and non-farming communities. The members, however, agreed that tree farms and other agriculturists have the right to continue their operations if they are conducted in a responsible manner.

"Current law unfairly shifts the burden on the farmer to prove his farming operation is not a nuisance.

"Farming is an honorable profession and a way of life. I ask my colleagues to support agriculture, support this measure.

"Thank you."

Senator Fukunaga rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of this measure with reservations.

"My reservations are directed towards the deletion of the language which now makes it unclear as to whether new farming operations would also be covered under this measure.

"Thank you."

Senator Matsunaga requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 679 was adopted and S.B. No. 45, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FARMING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 680 (S.B. No. 640, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 680 was adopted and S.B. No. 640, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Ihara, Matsunaga).

Stand. Com. Rep. No. 681 (S.B. No. 643, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 681 be adopted and S.B. No. 643, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hemmings rose to speak in favor of the measure and said:

"Mr. President, I rise to bark in favor of this bill.

"Seriously, this is a wonderful bill. We all know the role dogs play in our society. They're used to console the elderly and the frail; they're used to assist the handicapped; and they're even used in hospitals to console the sick, the infirmed, and the dying.

"Unfortunately, in our society there are owners who are irresponsible, and vicious dogs pose a problem. This is a great minority of people in the dog-owner world, but nevertheless, they're there. Unfortunately, we have laws that restrict a dog's access to many public areas. We definitely need to increase access to beaches and parks with a reasonable leash law. Having said that, this bill will lead the way to having dogs more welcomed in our society and our lives by making irresponsible owners responsible for their vicious dogs.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 681 was adopted and S.B. No. 643, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DOGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 682 (S.B. No. 94):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 682 was adopted and S.B. No. 94, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 683 (S.B. No. 197, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 683 be adopted and S.B. No. 197, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose to speak in opposition to the measure and stated:

“Mr. President, I rise to speak in opposition to this measure.

“Colleagues, on the face of it, S.D. 2 really doesn’t look too harmful. There’s only one paragraph – 7 lines, 66 words. In fact, the rationale behind the bill is good – to ensure that our students and teachers are given the opportunity to both learn and teach in a safe environment that’s free of violence, threats of violence, or disruptions. However, this bill sets BAD PUBLIC POLICY as it no longer protects the juvenile’s right to privacy and is contrary to why juvenile records are sealed in the first place!

“This bill does absolutely NOTHING. By leaving this bill in the ‘permissive’ tone of voice (i.e., MAY), the family court is not obligated to turn over any information on an adjudicated juvenile. In addition to that, the courts are given another ‘out’ in that the court has to believe that such written notice is necessary for the rehabilitation of the minor or to protect students and staff members. There are two outs right there.

“This bill also lacks a formal structure or clear definition of ‘rehabilitating the minor’ or what’s needed to ‘protect students and staff’ for the courts to follow.

“Lastly, the bill does not provide adequate SAFEGUARDS to insure that once the district superintendent or chief administrator receives the written notice from the court, if it so chooses because it already has two outs, that the information, in fact, be kept private and only those who have a ‘need to know’ are given the information. This is not the way to deal with safety and violence-free place in our schools.

“I believe that our juveniles have a right to privacy and this bill would turn that topsy-turvy. Therefore, I urge you to vote ‘no.’”

Senator English rose to speak in opposition to the measure and stated:

“Mr. President, I rise to voice my ‘no’ vote on this bill.

“Mr. President, as the previous speaker stated, there’s some interesting problems with this, but I have to say that in the hearing on this bill we discussed some of these problems. We have not found a way to protect the rights of privacy of the minors involved. That is my primary concern and objection to this bill, in that we will be going contrary to establish policies of protecting the privacy of juveniles by this method because there’s no control on what happens to the record once it goes to the Department of Education.

“Thank you, Mr. President.”

Senator Sakamoto rose to speak in support of the measure as follows:

“Mr. President, I rise in support of this measure.

“Your Senators from Maui have raised some good points, and in the Education Committee we have toned down some of the measures in the bill because of some of those concerns. However, at the same time, this bill was introduced because last year the family court failed to develop necessary procedures to notify schools when adverse action or adjudication against the minor resulted.

“So, Mr. President, the advocates of this measure from the public and private schools, over the past two years, have overwhelmingly expressed their support for the intent of the bill. Passage of this bill would enable the schools to initiate appropriate and timely responses to maximize the safety of educators and their students. It would also enable educators to initiate the appropriate services and support to assist in the rehabilitation of adjudicated students. However, the family court has opposed this measure because of fiscal implications, as well as technical reasons.

“Mr. President, notwithstanding those objections at the hearings this year, the family court did indicate their desire to collaborate with the DOE in developing the necessary procedures to implement the intent of this legislation. Based on this commitment and the procedures to protect the confidentiality of minors, I therefore request my colleagues to cast a ‘yes’ vote on this critical health and safety measure.

“Thank you.”

Senators Ihara, Matsunaga, Ige and Hanabusa then requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 683 was adopted and S.B. No. 197, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO JUVENILES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Chumbley, English, Fukunaga).

Stand. Com. Rep. No. 684 (S.B. No. 720, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 684 be adopted and S.B. No. 720, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chun requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 684 was adopted and S.B. No. 720, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROHIBITION OF DISCRIMINATION BY PUBLIC ENTITIES TOWARDS INDIVIDUALS WITH DISABILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 687 (S.B. No. 447):

Senator Kanno moved that Stand. Com. Rep. No. 687 be adopted and S.B. No. 447, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

"This bill actually is an attack on private, mandatory arbitration agreements in private employment contracts. We had testimony, however, from the Hawaii Civil Rights Commission that parties to a mandatory arbitration agreement cannot waive or diminish the Commission's law enforcement jurisdiction or powers.

"The bill itself is very broad. It appears to be anti-business and it appears to directly contradict the Hawaii Supreme Court case *Brown v KFC*. It raises a number of constitutional issues, particularly with existing contracts, because mandatory arbitration agreements within private employment contracts have been upheld as viable and legal without anybody giving up rights.

"So for these reasons, I urge a 'no' vote. Thank you."

Senator Matsunaga requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Hanabusa rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in support of the measure.

"Mr. President, in all matters of employment, especially when one is asked to enter into an employment contract, the issue that this bill addressed is whether as a condition of hiring one must agree to binding arbitration.

"What this law simply does is prohibit an employer from requiring mandatory arbitration, which then may not waive certain rights, but definitely will waive every other right in terms of a resolution of any dispute between the employee and the employer. If the employee chooses to enter into such an arbitrated resolution of his or her dispute with the employer, so be it. But to make it as a condition of employment, what we must look at is who has the bargaining power. Is the employee in the same position as the employer in entering into that agreement? And of course, the answer is no.

"That is why this bill is entered here with the hopes that what everyone would realize has a condition of employment. An employee should not be required to waive any other legal process and to opt for arbitration.

"Thank you, Mr. President."

Senators Chumbley and Sakamoto then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 687 was adopted and S.B. No. 447, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 689 (S.B. No. 729, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 689 be adopted and S.B. No. 729, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"Mr. President, this bill is unfair to business. It disturbs the balance between employers and employees. Current employment laws in the State of Hawaii, and also federally, protect the employee from wrongful termination. What this bill does is allow a suit to be brought to stop an employer from hiring outside, permanent help during any labor dispute.

"Also, the bill provides that if there is legal action by the employer, and even if the employer prevails, the employer will not be able to recover attorney's fees and costs.

"And finally, the employer is prohibited from permanently replacing any employee. It disturbs the managerial responsibility and accountability, so I urge a 'no' vote.

"Thank you."

Senator Chun rose in support of the measure with reservations and stated:

"Mr. President, I stand in support of this bill with reservations.

"Mr. President, this bill attempts to basically provide certain rights of employees that are provided by the National Labor Relations Act but are not provided for in the State of Hawaii Labor Relations Act.

"In regards to the concern raised by the Honorable Senator from Hawaii Kai in regards to the removal of employees for participating in a labor dispute, the National Labor Relations Act already provides that the employees who are lawfully engaged in a protected activity cannot be fired from their position for engaging in such activities. The intent of that provision is, of course, to allow that same kind of action for Hawaii employees. I believe the intent is there; it was worded so that the protection is only there for employers that are under the NLRA. That does not include all the employees here in Hawaii.

"I believe that this bill, as it goes further, should be amended to provide that protection to all employees and not just employees under NLRA. I don't believe it is fair for an employer to fire an employee just because they're participating in a strike or participating in any concerted labor activity. That is not allowed under the federal law. It should not be allowed under our state law either.

"For those reasons, I do support this bill."

Senator Ihara requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 689 was adopted and S.B. No. 729, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR DISPUTES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Chumbley, Hemmings, Hogue, Ige, Slom).

Stand. Com. Rep. No. 691 (S.B. No. 160, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 691 be adopted and S.B. No. 160, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senators Chumbley and Kim requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 691 was adopted and S.B. No. 160, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPEEDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 692 (S.B. No. 164, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 692 be adopted and S.B. No. 164, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"Mr. President, I certainly appreciate the concerns for safety and the concerns for the Legislature in protecting our keikis. But you know what? We're requiring helmets on just about everything and everybody at every stage of life here.

"We have not required helmets for motorcycle riders and we've not required helmets for Legislators as yet. We're doing this because we say that the parents are not responsible enough to take care of their own children. Yet when the parents ask for parental notification in something that involves the life and death of their children, then the Legislature is really fast to say 'no we're not going to give the parents that right, but we will put helmets on.'

"So I rise in opposition because unless we're fully prepared to really take care of our keiki, I think for example, that every child at birth should be issued a helmet . . . no, no, Mr. President, I'm sorry, I think that we should do it before birth because coming down that birth canal is really risky business and very serious. And if we're not really prepared to take care of our children and have helmets on at all times, then I think we should reject this bill, Mr. President.

"Thank you very much."

Senator Kawamoto rose to speak in support of the measure as follows:

"Mr. President, I rise in support of this bill.

"Mr. President, this is a Keiki Caucus bill. The reason for Keiki Caucus is the safety and well being of our young people. Again, adults can do what they want to do, but our young people we need to keep them safe so they can live a long and normal life.

"So I urge my colleagues to support this bill. Thank you."

Senator Hemmings then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 692 was adopted and S.B. No. 164, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOY VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hogue, Slom).

Stand. Com. Rep. No. 694 (S.B. No. 211, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 694 be adopted and S.B. No. 211, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"I think again this is one of those bills where maybe the intent is good if we're always trying to lower the bar and trying to pass legislation for the least responsible within our community. But there are many responsible teenagers and there are many reasons why these teenagers might be out on the road past 11 o'clock p.m.

"Also, if we're looking at neighbor islands, where we have greater distances, I think it makes it also problematic that we're going to be able to enforce this law. So while I think the objective may be good, I think the reality is that it is unenforceable and it's not a good bill as presently stated.

"Thank you."

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I stand in opposition to this measure. The reason, Mr. President, as I've consistently stated over the years, is that those of us on the neighbor islands do not have the public transportation that those of you on Oahu do, and therefore it's going to create some additional burdens to young drivers on the neighbor islands.

"So I will be voting 'no.' Thank you."

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, again, in the interest of safety, interest of our young people, our concern is safety, safety driving. This bill provides the capability of, if you have a job, to go to and from the job with an excuse or letter from your employer.

"But this bill here, again, in the last few years we've seen it at Kipapa Gulch, we've seen it in Kauai, we've seen it in different places on the neighbor islands – night driving is something that you cannot play around with. It appears that when the sun goes down, the activities or the hormones of young people are such that the activity of driving fast, racing cars becomes a factor.

"So I urge my colleagues, for the safety of our young people, to pass this bill."

Senator Slom rose in response as follows:

"Mr. President, I must respond to the good Senator from God's country. I don't know what the hormones are like in Waipahu but . . .

"Again, what we're doing is a broad brush legislation in treating everybody the same and not making responsible choices for responsible individuals of which the vast majority of young people are. So I think if we're going to look at responsibility and we're going to look at freedom, then we can't be passing legislation like this, hormones or not. Maybe it belongs in a medical measure, I'm not sure.

"Thank you."

Senator English rose to speak against the measure as follows:

"Mr. President, I rise in opposition to this bill. Being the youngest Senator here, I have to speak for the young generation.

"Mr. President, when we allow our youth to obtain driver's licenses, we give them parity with the rest of society. We're saying that you can drive on the roads. We're saying that you can freely move about. But what this does, it sets forward an 11:00 p.m. to 5:00 a.m. curfew. I'm thinking of, frankly, the rural areas of Hawaii – my districts in Maui and my homeland in Hana – where people have to travel very early and very late to get to and from work and to get to and from different places. This creates a very undue burden on the younger generation.

"Now, Mr. President, if you combine this with the effects of S.B. No. 1599, S.B. No. 1514, S.B. No. 1606, and S.B. No. 1600, then what you have is a situation where a police officer could possibly pull over someone driving at say 11:30 in the evening and try to ascertain their age. If they're unable to do so or thinks that the person is lying to them or misleading them, they can arrest them and may look at them and say 'Well, gee, you look a little bit tired, maybe you're under some drug. We're going to order a drug test right now.' And, by the way, caffeine is defined as a drug under some of these bills. So if you combine all of this, Mr. President, this is simply bad legislation.

"Thank you."

Senator Kawamoto rose to respond as follows:

"Mr. President, I just want to rise to make a couple of statements.

"Number one, the strong advocates of this bill is Youth in Action. These are the young people that are part of the MADD program. They are the Youth in Action and they came out and asked for this bill. They've been asking for this bill for the last three years and we're able to pass this bill. I think it's a bill not only for young people or the safety of young people, but also for the general public.

"Again, when you go down to places like Kipapa Gulch and especially on the neighbor islands when you have two-way highways where you don't have divided highways, the chances of getting into a major accident is very great. The fact is that not only do you take away lives of young people, but it could also be some adults.

"So I urge my colleagues to vote 'aye.'"

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"We're continually asked to make decisions based on priority, and I want to address this issue with a question, a rhetorical question or sorts: Does this bill prevent a 16-year-old female from being sexually exploited by an adult male?"

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill, respectfully.

"I have four children. Two of them are teenagers. One of my teenagers will be reaching her 18th birthday here very, very

soon. It sounds like from this particular bill that if she works past 11:00 down at Roundtable Pizza, she'll have to bring a note, and apparently that will be okay. But then if she wants to go out with her friends and get a Coca-Cola over at Zippy's after 11:00 at night, then she's going to get pulled over by the police, potentially arrested and then have a record for the rest of her life.

"I believe in my daughter. I have taught her to be responsible. I ask all of my colleagues to do the common sense thing here and vote 'no' on this well-intended bill.

"Thank you."

Senators Taniguchi, Kim, Kokubun, Nakata, Fukunaga, Chun, Matsunaga and Hanabusa then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 694 was adopted and S.B. No. 211, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 7 (Chumbley, English, Hemmings, Hogue, Ige, Ihara, Slom).

Stand. Com. Rep. No. 698 (S.B. No. 1341, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 698 be adopted and S.B. No. 1341, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hogue rose in favor of the measure with reservations and stated:

"Mr. President, I rise to speak in favor of this bill with some reservations.

"The purpose of this bill sounds pretty good and this may be rather innocuous, but if you're a young man from Hawaii and you're obtaining or renewing your driver's license, then you'd better make sure you've registered for the draft. If you didn't, you won't get your license. Now, the law also makes sure that the license information is forwarded to the selective service.

"The problems here seem to be a conflict of authority between the feds and the states or counties. Why should we here locally do the federal government's work for them without compensation? In fact, that was brought up in the committee report. It's one thing to help the feds; it's another thing to make sure that they will fully fund us.

"I'm sure we are all cognizant of the word Felix. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 698 was adopted and S.B. No. 1341, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNITED STATES SELECTIVE SERVICE SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 699 (S.B. No. 1603, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 699 be adopted and S.B. No. 1603, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose to speak in opposition to the measure and stated:

“Mr. President, I rise to speak in opposition to this measure.

“Mr. President, over the previous years as Judiciary Chair, we tried to look at these issues very carefully. And there are some continuing concerns I have with regards to this.

“This morning on the way in to work, I stopped at Longs and picked up some Sudafed because I feel a little bit of a cold coming along. Under this bill, these Sudafed may be included under 291-7 as a schedule I through IV drug. Therefore, if I take too many Sudafeds, I could get in trouble and get arrested for driving under the influence of drugs. I don’t think that’s our intention, Mr. President. I think that we really want to go after those who abuse the situation and those who are truly using the schedule I and schedule II drugs.

“So as the Committees continue to look at this, I would just ask that the Chairs be aware that there’s an unintended consequence to this bill and that you proceed cautiously.

“Thank you.”

Senator English also rose to speak in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

“Mr. President, looking at this, I believe that this bill may go contrary to HIPAA (Health Insurance Portability and Accountability Act), the federal medical privacy laws, and including our own privacy laws because this requires healthcare providers to report blood and urine test results to law enforcement officials. So we have to be very cognizant on the policies that we set, and this may go contrary to federal policy.

“Thank you, Mr. President.”

Senator Hogue rose to speak in opposition to the measure as follows:

“Mr. President, I rise to speak in opposition to this bill – another flawed bill that started out with good intentions.

“The purpose is to make sure that after a traffic collision, doctors, hospitals, or any other healthcare providers report to law enforcement officials the results of blood or urine results. I’m all for public safety and I’m sure that all of you are as well. Who doesn’t want to help the police and make the roads a better place? But this bill may also have major privacy concerns.

“I think we need to ask the question, What about the doctor/patient relationship issue? If one of our esteemed Legislators, perhaps the Senator from Maui, took too much Sudafed and had himself a minor traffic accident while under the influence, would he be afraid to go to the doctor for fear of being reported to the police? Just wondering. This may, as has been brought up before, be a case of what is known as the law of unintended consequences.

“Please vote ‘no.’ Thank you.”

Senator Ihara then requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 699 was adopted and S.B. No. 1603, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ALCOHOL, DRUGS, AND HIGHWAY SAFETY,” having been read throughout,

passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Chumbley, English, Hemmings, Hogue, Ige, Slom).

Stand. Com. Rep. No. 700 (S.B. No. 1137, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 700 was adopted and S.B. No. 1137, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CRIMINAL PENALTIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 702 (S.B. No. 1166):

Senator Kanno moved that Stand. Com. Rep. No. 702 be adopted and S.B. No. 1166, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose in support of the measure with reservations and stated:

“Mr. President, I speak in support with reservations on this bill.

“The present penalty structure here says ‘not more than,’ and we’re changing this to say ‘not less than \$1,000 penalty.’ We have no ceiling for the amount of penalty and I’m always disturbed when we put in either blank amounts or we don’t have any ceilings because we don’t know what those limits are and we’re leaving them up to administrative law rather than legislative action.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 702 was adopted and S.B. No. 1166, entitled: “A BILL FOR AN ACT RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 706 (S.B. No. 1102, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 706 be adopted and S.B. No. 1102, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hanabusa rose to speak with reservations on the measure and said:

“Mr. President and colleagues, it is with great difficulty that I rise with reservations against this bill. I say against this bill because if this bill was anything but sponsored by our colleagues in the House through their Hawaiian Caucus, I would probably have asked that this bill not make it this far and be held in Committee.

“Colleagues, as you know, the Senate last year took the lead on Rice v Cayetano and we took hearings, seven of them, throughout the State. At that time, we heard from many, especially our Hawaiian constituents and how they felt about the impact of Rice v Cayetano and how they felt threatened about their entitlements. We could not assure them that their entitlements would remain in place and that in fact Rice v

Cayetano was only a 15th amendment issue, thereby affecting their right to vote or having a Hawaiian only right to vote for the trustees of OHA.

"Soon thereafter, we have now been faced with the Barrett v State of Hawaii case and the Carroll v Nakatani case. These are the entitlement cases. These are brought under the 14th amendment.

"I have said that OHA and DHHL are two separate entities. They're created differently. As we all know, DHHL is a creation of the Hawaiian Homes Commission Act of 1920, OHA is our creation by way of our Constitutional Convention. And of course, we have codified both of them. DHHL is different because of the fact that we have assumed that public trust responsibility pursuant to our Admissions Act, where in OHA, what we did was part of the 5(f) obligations, we created OHA basically lateral to them.

"The reason I have difficulty with this bill and I've chosen to speak with strong reservations is because I want it in the Senate Journal that the intent of us, this Legislative body, if we passed a bill out, or at least for myself, is that it not be construed in any way of encouraging State action or acting as a state to affect the Hawaiian Homes Commission Act as it now stands. I understand and empathize with both DHHL, SCHHA, and all the beneficiaries who want to have self-governance and who want to have some type of legislative act which says 'yes, they have self-determination' – a criticism that you will find in the Rice v Cayetano decision and the majority of the Supreme Court Justices. But what this bill does is it sort of does it backwards. It has it by way of a State action by our bill, and then we send it to Congress and we hope that Congress does not disapprove. It is not the same as the direct congressional action that created the Hawaiian Homes Commission Act of 1920. It is for that reason that I cannot really support the bill, but it is because the caucus as well as members of the Hawaiian homes beneficiary class, and many of them are seeking it, that I do it just with reservations.

"What I would like to have is some showing among all of us that it is not our intent to undermine the Hawaiian Homes Commission Act and that specific mandate from Congress, and that we do not have either plaintiff, Barrett or Carroll, using any bill that we may pass in this Legislature as an indication of, in fact, State action and State control, thereby saying that the 14th amendment is applicable to that group.

"Thank you, Mr. President."

Senator Matsuura then requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Chun rose to speak in favor of the measure and said:

"Mr. President, I stand in favor of this bill.

"Mr. President, I appreciate the comments made by the Honorable Senator from Waianae. They are, of course, comments that are really focusing on the Barrett and Carroll case and whether we should do anything at this point in time to address those cases.

"This is a difficult issue, and I agree with the statements that we should not do anything that would jeopardize, basically, OHA or DHHL.

"I do support this bill primarily because of the reason that it is a bill that originated from the native Hawaiian community, especially the beneficiary class. It's a bill that they suggested and that they wanted to do to allow them to begin the process of

self-governance, to allow them in the process of basically establishing themselves as a separate trust entity.

"Mr. President, it is correct that we do not want to get unduly involved in State action with DHHL or the beneficiary class, but this bill, I think, does what it intended to do, and that is to allow them to go forward from here. The State is not the moving party in this bill. It is the beneficiaries themselves. As the beneficiaries, we should give them their due respect and their due acknowledgment that if it is something that they think that they need to go beyond these laws and to really start the process of self-governance, that government should support that intent.

"Finally, Mr. President, I know there is a concern of how this bill would impact the ongoing case of Barrett. I've had discussions with the attorneys hired by DHHL, and it is their feeling that this bill would not impact, in fact, that this bill could help them in their case to show that the beneficiaries themselves are taking charge of their own affairs.

"So, Mr. President, I stand in support of this bill. I believe the comments that are raised today are valid, but I think we should go beyond and the State should show that it really does support initiatives, initiatives by the native Hawaiian community.

"Thank you, Mr. President."

Senator English rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of the bill with strong reservations.

"Mr. President, as the only Hawaiian in the Senate and as a member of the Hawaiian Caucus, I'm going along with this. But my reservations are very similar to that of the Senator from Waianae in that we are in a very precarious situation. And once we start trying to change and amend the Hawaiian Home Lands Act and ask Congress to do this, we change the terms of engagement, which is the basis that all these lawsuits are coming from.

"Mr. President, I firmly believe in the law of unintended returns. And something that seems very nice like this, which is to say that we are allowing non-natives to receive lands, descendants of Hawaiians to receive lands, and also that we allow for self-determination on the Hawaiian Home Lands, we may be opening a door and we may be amending the Act asking Congress to disapprove this (which is the action they would have to take, if not, it goes into effect). It could, Mr. President, just could, lead to the downfall of the Hawaiian infrastructure in Hawaii – the Hawaiian trusts, Article XII of our Constitution – and for me that is too much of a risk.

"So I have very strong reservations, but as a member of the Hawaiian Caucus, I will support this moving forward. Thank you."

Senator Chumbley rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in support of the measure with reservations.

"Mr. President, my gut feeling is that all of us should be very concerned. In fact, we should have significant opposition to this measure. However, the native Hawaiian beneficiaries from my district have called and also asked that I support this measure. And I do it out of respect for them, but urge caution

because I think that this could lead to significant consequences that those native Hawaiian beneficiaries have not taken the time to fully understand.

“Thank you.”

Senator Nakata rose and said:

“Mr. President, I will be voting with reservations.”

The Chair so ordered.

Senators Kim, Matsunaga and Hogue then requested their votes be cast “aye, with reservations,” and the Chair so ordered.

Senator Buen rose and said:

“Mr. President, support with reservations.”

The Chair so ordered.

Senators Ihara, Chun Oakland and Kokubun also requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 706 was adopted and S.B. No. 1102, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1100:

Senator Kanno moved that S.B. No. 1100, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hanabusa rose to speak with reservations on the measure and said:

“Mr. President, my colleague from Kauai has asked me to just say ‘ditto.’ In essence, that is exactly what I’m going to do. I’d like to have my comments incorporated but I will add the following:

“The strong reservation almost nearing opposition that I have to S.B. No. 1100 is because we are specifically tinkering with the issue of blood quantum and we are increasing it. The Rice v Cayetano case, if anything, has called attention and should have sent up the red flag when we talk about blood quantum. This is, in my opinion, not a necessary action at this time.

“Again, my concern is that as we, the State, start to do this, we have here a race-based preference in the sense of a blood quantum one that is not clearly linked to the beneficial class. Let us not forget that in the Hawaiian Homes Commission Act the beneficial class is 50 percent plus blood quantum. The commissioners are being identified as 25 percent. And if you read the Rice v Cayetano case, one of the criticisms that the Supreme Court had was the fact that our voting class and our beneficial class were not identical. This is almost along those same lines.

“Again, I believe that we may be jeopardizing at least the Hawaiian Homes Commission and the Act that has given that specific entitlement. And for that reason, I have strong reservations about doing anything until such point in time that either the Akaka bill makes it through or at least we have a determination on the Barrett and the Carroll cases.

“So again, I ask that my colleagues, if they support this measure, please do so with reservations. Thank you.”

Senator English rose in support of the measure with reservations and stated:

“Mr. President, I rise to support this measure with strong reservations.

“Instead of taking up time, Mr. President, I’d like the remarks of the Senator from Waianae to be entered as mine as well.”

The Chair so ordered.

Senator Chumbley rose with reservations on the measure and said:

“Mr. President, my same reservations from the previous bill also apply to this measure.

“Mr. President, my gut feeling is that all of us should be very concerned. In fact, we should have significant opposition to this measure. However, the native Hawaiian beneficiaries from my district have called and also asked that I support this measure. And I do it out of respect of them, but urge caution because I think that this could lead to significant consequences that those native Hawaiian beneficiaries have not taken the time to fully understand.

“Thank you.”

Senators Matsuura, Matsunaga, Kim, Ihara, Hogue, Nakata, Buen, Kokubun, Chun Oakland and Taniguchi then requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1100, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 999:

Senator Kanno moved that S.B. No. 999, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose in support of the measure with reservations and stated:

“Mr. President, I rise in support with reservations.

“I was confused by this bill because I didn’t realize that there was a major problem running around to be attorneys. I know that many try to be used car salespeople or coaches, but I didn’t know that they were trying to be attorneys.

“The bill is based on the fact that the Committee finds that the unauthorized practice of law is a very serious problem. The Committee also said lawyers are held to a high degree of care in representing their clients needs and are subject to malpractice suits for breaching their duty. Aside from outright fraud – where someone represents himself or herself as an attorney, in which case we have existing law to take care of this – I think that this bill is aimed more at those people who give legal assistance without pretending or fraudulently trying to

misrepresent themselves, and I think there's a great need in the community.

"I'm also worried, Mr. President, that we in the Legislature may be guilty of the unauthorized practice of law. So I come at this bill with reservations.

"Thank you."

Senator Matsunaga then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 999, entitled: "A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED PRACTICE OF LAW," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1367:

Senator Kanno moved that S.B. No. 1367, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"Members, while I may have supported determinate sentencing in the past, I believe that many of us have made a philosophical change and a shift to try to do more drug treatment and substance abuse counseling.

"This doubling of the mandatory minimum for crystal meth just goes too far and I don't see the real need to double it. It's tying the hands of the court and the judges who have the best ability to determine the facts of the case and make the decision.

"It's for those reasons I oppose this measure. Thank you."

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I support the bill with reservations.

"I heard the argument of my colleague from Maui, Kauai, and the oceans in between, and I think that part of the problem here is we keep sending conflicting signals – whether we want incarceration and enforcement of tough laws or do we want drug treatment – and we're trying to go back and forth. I think the one-year minimum that's currently in effect for crystal meth, some people argue, has been effective. Others argue that it's not. I think there is a general consensus that mandatory minimums are now less effective in reducing drug-related crimes.

"So I'll support this with reservations."

Senators Hanabusa, Hogue, Hemmings, Chun Oakland, Chun, English, Buen and Ige then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1367, entitled: "A BILL FOR AN ACT RELATING TO DRUG OFFENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Chumbley, Fukunaga, Matsunaga).

Stand. Com. Rep. No. 719 (S.B. No. 1068, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 719 be adopted and S.B. No. 1068, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak in favor of the measure with reservations as follows:

"Mr. President, I'm rising to speak in favor of this bill with reservations.

"You have to follow the logic of this one. This one is kind of an odd bill that has been researched by my staff, and I appreciate their very good research.

"We have several bills this Session trying to bring us into compliance with a federal law called the Gramm-Leach-Bliley Act. This bill is one of them. According to the legal staff of the Insurance Commissioner's Office, Gramm-Leach-Bliley says that unless 29 out of 56 jurisdictions (those are the 50 states plus 6 others) 'voluntarily' inflict these regulations upon themselves by November 12, 2002, the federal government will step in and inflict these rules upon all 56 jurisdictions and strip every one of them of the right to self-regulate themselves.

"These rules are not something that states were clamoring to enact before the feds tried to foist them upon us. Nobody really wanted every single one of these bureaucratic regulations, but insurance commissioners across the nation are telling legislatures all over the place that if we don't act now, the feds will step in next year and effectively take over.

"The kicker, though, is that unless Hawaii is exactly the 29th jurisdiction needed to enact these rules, then we've done this to ourselves in vain. That may sound extremely odd, but we have double- and triple-checked this fact directly with the Insurance Commissioner's Office here. If we enact these Gramm-Leach-Bliley rules and less than 28 other jurisdictions do so, the feds will step in anyway. If we enact these rules and more than 28 other jurisdictions do so, the feds will leave everyone alone for the time being. So, unless exactly 28 other jurisdictions decide to inflict all these rules upon themselves, our compliance is not needed.

"I know this all sounds extremely bizarre, but that's how it works, and so I vote in support with reservations. Thank you."

Senator Chun rose in support of the measure and said:

"Mr. President, I stand in support of this measure. I note that the honorable Mr. Gramm is a Republican and thank you for inflicting those measures upon us."

Senator Slom rose and said:

"Infliction or not, reservations please, Mr. President."

Senators Hemmings and Ige then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 719 was adopted and S.B. No. 1068, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCER LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 721 (S.B. No. 127, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 721 be adopted and S.B. No. 127, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure as follows:

“Mr. President, I rise to speak against this bill.

“To make a long story short, Mr. President, DAGS is broke. We’re really throwing money at a specific problem. We might fix the lavatories while the roofs are falling down on our children’s heads, and we all know the horror stories from our schools because I think each and every one of us have taken the time to visit our schools and talk to the principals and teachers that are dealing with broken down facilities.

“Six-hundred-forty million dollars is the alleged backlog of repair and maintenance work that has to be done on our schools. The question once again is, before we solve the problem we have to ask the reason why. And that’s not blame – it’s responsibility.

“In visiting schools in my district, I found one building was painted to the tune of \$210,000 by DAGS. The taxpayers paid that amount. The principal took the time to go to a private contractor who happened to be a friend of his and he said he probably could have painted the same school for between \$70,000 and \$90,000. There was an ADA access ramp built at a school in my district that was bid out by DAGS as a \$21,000 expenditure. It was built for \$7,000 by a principal because they happened to be a charter school and didn’t have to go through DAGS to get the job done.

“Representative Jaffe, the good Representative from the Kaimuki district in town, in the House of Representatives had DAGS come out and take a look, along with the school principal, at a cracked sidewalk. They have some sort of rule regarding cracks in sidewalks as far as liability goes. I think the figure was if it’s over 3/8 of an inch wide, they’d have to fix it because of liability reasons. Well, DAGS did a good job of fixing the portion of the sidewalk that was cracked more than 3/8 of an inch and left the rest unrepaired. This is the type of lunacy that is going on in DAGS. The procurement laws are such that DAGS oftentimes takes three times as long and costs three times as much to get a job done.

“So you want to find money to give pay raises to teachers, you want to find money to give a refund to the taxpayers – hold DAGS accountable. If what I’ve just demonstrated with specific examples holds to the whole system, a \$640 million bill to fix our schools could probably be paid for with about \$400 million of money spent directly by the principals.

“There is a solution to these problems – give the money to the principals, give the principals the right and the responsibilities that go along with it to bid out the process themselves in their schools as they need, and give them protection from the procurement laws that have oftentimes bogged down the process and end up driving up the cost, Mr. President. You see, there are common sense solutions to many of our problems that don’t require money being thrown at them.

“DAGS is broke! Let’s fix it. Thank you, Mr. President.”

Senator Slom rose in support of the measure with reservations and stated:

“Mr. President, I rise in support of the bill with reservations.

“I support the bill because the situation with the lavatories at the many schools is deplorable. But I note that when this bill passed out in an earlier version from the Education Committee, there was a statement directing the Superintendent of Education to enforce the rules of school health and safety, and I do not see that language in the present draft. I think that’s extremely important.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 721 was adopted and S.B. No. 127, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE IMPROVEMENT AND MAINTENANCE OF STUDENT LAVATORIES IN ALL HAWAII PUBLIC SCHOOLS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

Stand. Com. Rep. No. 722 (S.B. No. 505, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 722 was adopted and S.B. No. 505, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 726 (S.B. No. 1211, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 726 be adopted and S.B. No. 1211, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 726 was adopted and S.B. No. 1211, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 728 (S.B. No. 535, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 728 be adopted and S.B. No. 535, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Buen.

Senator Sakamoto rose to speak in support of the measure as follows:

“Mr. President, I’d like to speak in support of this measure.

“This measure establishes a risk management program in the Department. On one hand, some of the comments have come out, Why do we need to do some of the things that we propose to do? And it’s sad that the teachers and administrators are fearful. It’s sad that we get lawsuits. It’s sad that there’s much inaction. In many businesses, establishing a risk management program will address some of the concerns that are brought up from the Senator from Kailua, and others.

“Mr. President, this measure sort of represents how do we, as a Legislature, help. How do we, as a Legislature, look at

problems that we hear as we go visiting our schools or as we read our e-mail?

"I'd like to transition and, in this measure, talk about the sheet that I had placed on your desks. Your Education Committee along with your other Committees, Mr. President, have tried to look at many measures. And just as this risk management measure is sort of an overview, let me briefly go over what I placed on your desks.

"In my Committee, I've explained that I think we've got so many sides to the education problem, it's like the Rubik's cube – when you try to solve one side, you often mess up colors on the other side. In the administration block, which is the farthest right block on your sheet, we're trying to deal with principals, vice principals, auditor's report on salaries and some other issues administration wise.

"If you look at the center block on students, in there I think one of the prime issues that was brought up by the Senator from Kaneohe, and others, on Felix, certainly is a measure that deals with problems with students, not just the Felix students, not just special ed. students, but all students. We have several measures dealing with that. The students wanted representation on the board. They wanted their student council in statute and we're trying to deal with that.

"On the left, there are issues dealing with parent and community, how to get incentives for volunteers, how to help coaches, getting a military rep on the board because they do represent a big part of the community.

"On the bottom, for textbooks in schools, trying to have textbook money kept in schools, not returned to the general fund; supporting peer education; supporting new initiatives like laptops; continuing support with school-to-work; cyberspace; and other programs, Mr. President.

"On the top, school facilities – some of the bills we already passed, some we just talked about, including lavatories. Certainly we want our schools to be clean. There are several bills related to repairing them – one is a volunteer effort, that's S.B. No. 493, yet to come; an omnibus bill, S.B. No. 1577, which will deal with some of the concerns that the Senator from Waimanalo brought up and that DAGS needs improving. Certainly more things need to be improved. Part of it depends on us to help them in terms of changing some of their policies, funding some of their initiatives and all of us in helping to prioritize how school complexes can repair their schools. Certainly, with that we can get that done as well.

"Lastly, Mr. President, the teacher's initiatives are overflowing the box – tax credits, mentoring programs, salary advances, increments, former teachers, limiting their liability, national board certification, enhancements, tax deductions, reimbursements and much more, Mr. President.

"I beg your indulgence, but just a brief overview of some of the issues. Issues like risk management are an overarching issue that affect all sides of our cube.

"Thank you, Mr. President."

Senator Hemmings rose to speak in favor of the measure with reservations and stated:

"Mr. President, I rise to speak in favor of the bill with reservations.

"With all due respect to the good Senator from Moanalua, I do know what's in his heart and probably all of our hearts. We all want to do what is good. The question is not what, it's how.

"Speaking to this legislation, we're going to spend \$70,000 on helping, training, and advising teachers, and how to defend themselves against the onslaught of attorneys. Wouldn't it be better to defend everybody in our society with meaningful tort and liability insurance reform so that we all would be protected from the same threat of frivolous lawsuits? I think this is a systemic problem that needs reform across the board, not just for teachers.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 728 was adopted and S.B. No. 535, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Chun, Fukunaga, Menor, Taniguchi).

Stand. Com. Rep. No. 729 (S.B. No. 992, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 729 be adopted and S.B. No. 992, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Buen.

Senator Slom rose to speak against the measure as follows:

"Mr. President, as previously noted, I will vote against all special fund bills.

"This bill, 992, actually creates two special funds – the cigarette tax stamp enforcement special fund and the cigarette tax stamp administration special fund. So I'm voting 'no.'

"Thank you."

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 729 was adopted and S.B. No. 992, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Slom). Excused, 4 (Chun, Fukunaga, Menor, Taniguchi).

Stand. Com. Rep. No. 732 (S.B. No. 131, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 732 be adopted and S.B. No. 131, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"Of all the agencies that we get constituent calls about, none is probably as controversial as the Child Support Enforcement Agency. We get calls from single moms who are not getting their payments under the child support laws. We get calls from fathers who are dutifully making the payments but all of a sudden wake up one morning and they have a subpoena or a

lien or enforcement judgment against them. All because of errors made with this agency.

"Now, a couple of years ago, this agency came to us and asked for more money to improve the computer and software system. The Legislature obliged. We gave them more money. They have a new computer and software system. Last year, this agency came before us and said, 'We're overworked, understaffed, underpaid. We need more money for more staff and more money.' This Legislature obliged. We gave them more money, more staff. This year, the agency again under new management is coming before the Legislature asking for more money, more staff. At no time does this Legislature ask what have you done with the money and why aren't there improvements? And as I say, we get complaints all the time that people call in and they can't talk to a live person, mistakes are still being made despite the software and everything else.

"So I'm sorry that the Co-Majority Leader probably went to read the transcripts of some of my earlier speeches because this is an example again of – What is it that the Legislature can do when these agencies don't perform? The answer is, you can say no more money until you show us that you have made improvement.

"That's my position, and that's why I'm voting 'no' on this bill. Thank you."

Senator Hemmings rose to speak against the measure and stated:

"Mr. President, I rise to speak against the bill.

"Mr. President, I'm painfully aware that sometimes marriages fail. But having said that, I don't think responsible citizens should have to have their children's cost to be raised, be managed and paid for by taxpayers – some on fixed incomes, some elderly, some poor – who all pay taxes to the State and, in a roundabout way, are underwriting the cost of payments being made to the parent that has custodial care by the parent that does not.

"What this leads to is once again a simple solution – just add on a small percentage of the amount to be paid so that the Attorney General's Office can pay for the administrative costs. That way, the person responsible for the child pays for the care of the child, which includes collecting the money to care for the child. It's a simple solution and the taxpayers once again don't have to dig into their pockets to subsidize someone else's existence.

"Thank you, Mr. President."

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 732 was adopted and S.B. No. 131, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CHILD SUPPORT ENFORCEMENT AGENCY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Fukunaga, Matsuura).

Stand. Com. Rep. No. 734 (S.B. No. 440):

Senator Taniguchi moved that Stand. Com. Rep. No. 734 be adopted and S.B. No. 440, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Ihara rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to S.B. No. 440.

"Mr. President, I oppose moving the Office of Elections and making the Lieutenant Governor the Chief Election Officer in our State because this may place the Lieutenant Governor in a serious conflict of interest situation and undermine the public's trust. For example, if this bill passes, which takes effect July 1, 2001, let's say the Lieutenant Governor/Chief Election Officer while serving as Lieutenant Governor and Chief Election Officer is also a candidate for Governor and let's say there's a dispute in the outcome of the primary election for Governor for which the Chief Election Officer is also a candidate, Mr. President, I believe that it's our responsibility to encourage public trust in our government, but when the Chief Election Officer is also a candidate in an elections dispute, I have serious concerns about whether the voting public will be able to trust the Chief Election Officer, whoever that person may be, and will trust whether that person will act fairly and objectively when that same person is involved as a candidate in an election dispute.

"Mr. President, I note that the bill does provide that the Attorney General becomes responsible if an objection is made to nomination papers for the Office of Lieutenant Governor. However, there are many other duties of the Chief Election Officer, who may also be a candidate, that may cause public distrust and accusations of partisanship and conflict of interest, including: the Chief Election Officer oversees the polling place operations; trains the polling place chairs (all of whom may be members of the Majority Party); the Chief Election Officer also maintains data concerning registered voters; verifies whether party petitions meet statutory requirements; even authorizes the postponement of elections based on natural disaster; certifies the results of votes cast in an election; and of course selects the vendor for the voting systems; and many other duties.

"For these reasons, Mr. President, I cannot support this measure. Thank you."

Senator Hanabusa rose in support of the measure and stated:

"Mr. President and colleagues, this bill comes after much thought. The recommendation that the Elections Office be returned to the Lieutenant Governor's Office is really a result of the report of the Election Oversight Committee on the audit of the 1998 general election, which was headed by none other than Marion Higa our Auditor. Some of us may not remember it as clearly as others as to the fiasco of the 1998 election.

"What Marion Higa concludes is that the problem is the fact that we have no accountability for the Chief Election Officer, who just happens to be Mr. Dwayne Yoshina as this time. When we talk about the restoration of public trust, when we talk about the protection of that important Democratic process, that right that we send people off to die for, that right to vote, it is based upon those concerns that she says we may not have any other place to put it but to return it to the Lieutenant Governor's Office.

"As you know, most states have the Elections Officer directly under a Secretary of State. I guess the most famous one is the Florida situation. Other states, two others, have it under the Lieutenant Governor. And the Secretary of State basically has similar types of responsibility as the Lieutenant Governor does for the State of Hawaii. Yes, it may not be the perfect place, but the alternative is that we continue to let it go the way it's been operating now.

"Colleagues, ES&S has a contract that spans eight years. We have seen attorney general's opinions that have come before us that say we cannot bind Legislators into the future, but this contract somehow manages to do that. I sought an attorney general's opinion as to why that can be done for the Office of Elections and they said, 'Well, it's because it's subject to appropriations.' I'd like to see us not appropriate for the future elections and see what happens to us with ES&S."

"We have to do something. We know that we've got a problem with the Office of Elections. We know, for example, that there's been a reduction in the amount of budget that that office has from 21.4 percent since they've been left to go on their own. We've had, basically, minimal training. The fiascos of the 1998 election is specifically attributed to the Office of Elections and the fact that they just decided well they didn't have enough money so they changed our balloting at the last minute. Who then does the general public hold accountable for that? You can't go and remove an election commission, whose only job is to appoint or replace Mr. Yoshina, who doesn't get elected to their position. There is no one that is accountable."

"The return to the Lieutenant Governor's Office makes one person, an elected official, responsible to the people. We've had problems in the past, that's for sure, but I would say that to be able to have the public voice their concerns about how the election operates to that person, whether the person runs for Governor or not doesn't matter, runs for re-election or not doesn't matter, that person is going to be accountable. That's part of the job."

"We are elected officials. We are politicians. Everything we do is laden with conflict. So what's the difference here? What is more important? To me, I air in favor of the fact that we need somebody accountable to the voting public."

"I do not want to see any of your districts go through what mine did in 1998. That is not the way to operate – not knowing whether one of your Representatives will be seated on opening day; not knowing whether or not you'll have someone there; having the experience of going to the Office of Elections and saying 'I understand you're recounting ballots and part of those ballots are my ballots,' and then you're being told, 'well you don't have a right to even observe it.' That's the kind of flippancy you're going to deal with when someone believes that they are not accountable to anyone."

"The Lieutenant Governor will be accountable to the people. We do not have a Secretary of State, but we do have a Lieutenant Governor and that is where the Office of Elections should be."

"Thank you very much."

Senator Kim rose to speak in support of the measure as follows:

"Mr. President, I also rise in support, and I support our colleague from Waianae."

"I think accountability is something that I found, as my first year here in the Senate, been one of question. And I think it's about time that we force our agencies, and those agencies that we create, and those bodies that we create to be accountable. I think each and every one of us in our Committees should demand this kind of accountability. And if we don't have it then we need to do something about it."

"I will be supporting this measure. Thank you."

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition of this bill."

"While I do agree that accountability is critical and the good Senator from Waianae hit the nail on the head on numerous points, I don't believe that moving this function of the Office of Elections back under the Lieutenant Governor just for the sake of being under the Lieutenant Governor is going to give the kind of accountability she nor the previous speaker just demanded."

"I believe that there are some inherent problems within the Office of Elections and they do need to be addressed, but this is throwing the baby out with the bath water. I don't think that this is the right way to go, therefore, if we want to solve some of these problems, colleagues, we better get serious about the money that we appropriate to the Office of Elections so that they can do their job. Half of the problem is that we haven't appropriated the necessary money."

"Thank you."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this legislation."

"Accountability is a word that we use often on this floor, but we never hold the people or departments accountable. It seems to me this problem results because of the Chief Election Officer not doing his job right. So maybe we should hold them accountable rather than transferring this responsibility back into the tremendously conflict of interest position of Lieutenant Governor."

"I think the good Senator from Kaimuki/Kapahulu illuminated very clearly all the inherent conflicts of interest when the Chief Election Officer is running their own election, but I would like to run one more by you for your consideration. We all know the effects of publicity in elections and we know how much money is spent to have name ID and to get our name out in front of the public. Well, I distinctly remember in prior elections when it was under the Lieutenant Governor's Office when a Lieutenant Governor was running either for re-election or for the Office of Governor (and I won't mention names) that wonderful glossy brochures went out from the Lieutenant Governor's Office with big smiling pictures of the Lieutenant Governor as the Chief Election Officer educating the constituency on how they should vote. I don't think they ever figured the subtle connections that maybe they would have the opportunity to vote for the person on the cover of that nice glossy paper. You can see there is a tremendous conflict of interest in the Lieutenant Governor's Office to run his or her own election."

"If we want accountability, let's hold accountable the person who's not doing the job to our liking. Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 734 was adopted and S.B. No. 440, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 16. Noes, 8 (Chumbley, Chun Oakland, Hemmings, Hogue, Ige, Ihara, Matsunaga, Slom). Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 735 (S.B. No. 1296, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 735 was adopted and S.B. No. 1296, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES FOR APPOINTED COUNSEL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24, Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 737 (S.B. No. 16, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 737 be adopted and S.B. No. 16, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Ige rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"Mr. President, S.B. No. 16 proposes to adopt the federal workers' compensation fee schedule in place of the 110 percent of the Medicare fee schedule for workers' compensation treatment. Mr. President, workers' compensation reform was one of the most effective legislative efforts to reduce the cost of doing business in the State of Hawaii. Since enacting changes in the early 1990s, workers' compensation premiums have fallen more than 62 percent for businesses across the State from 1994 to last year.

"The State Actuary has estimated that this measure before us would increase workers' compensation premiums for each and every business in the State between 14 and 24 percent for an increased cost to do business in this State of \$22 million to \$37 million. More ominously, the Insurance Commissioner notes that it is Mr. Simons' further view that given the probable increase in utilization, the actual increases may be even greater than those projected in his analysis.

"Mr. President, I really do believe that this is the wrong time to be messing with the workers' compensation insurance process.

"Thank you."

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support with reservations on the bill.

"First of all, there is a problem, there's no question about it, in terms of those doctors and those people that accept workers' compensation claims. They are not getting paid what it actually costs them to process the claim and deliver the service. That's why a number of practitioners have stopped delivering the service and it's harder for patients to get workers' comp injury protection. So that's one part of the problem.

"It is also true that the medical fee schedule is the primary reason that premium rates were forced down artificially. It amounts to price controls. We did that a number of years ago and everybody took credit for that. We didn't force down, however, the cost of the practitioner's utilities, or their rent, or their labor costs, or anything else, just the amount that they could charge or be paid.

"This bill, however, does not solve the problem because it goes to the federal schedule which is my understanding that only about three or four states utilize (most of them do use the

Medicare percentage). I think what we really have to do is to look beyond what the bill says, which by the way is another one of these bills with a defective date, and try to look at those people that actually need those practitioners that actually need, deserve, and can prove that there should be an increase in their compensation schedule. And they should get it, not everybody. That's what we do in this body – we pass legislation across the board for everybody, regardless of need, regardless of proof or necessity.

"So I will support it with reservations, but we need to do a lot more with this bill. Thank you."

Senator Nakata rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in support of this bill.

"The previous speakers have noted some of the problems with it. I'm always surprised to find myself somewhat in agreement with the Senator from Hawaii Kai. I am discussing this with the proponents and I believe that they are coming around to some of the viewpoints that have been expressed here that maybe the impact on business of their proposal is too high.

"Last year, the position we had taken was 125 percent of the Medicare fee schedule. The present amount is 110 percent of the medical fee schedule. Business had saved on the order of 200 million a year with the reforms that Senator Ige mentioned. Though I believe that some increase is warranted, I believe that there is a need for correcting the balance and this is what we are trying to achieve with the parties.

"So I would ask that this body move the bill along as we continue to work on it. Thank you."

Senator Sakamoto rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"As the Senator from Pearl City reminded us, workers' compensation rates were going up in the order of 30 percent a year in 1993 and 1994. In 1995, this body chose to correct the problem of rising costs by using this fee schedule as a mechanism. There's no doubt in my mind, in Mr. Simons' mind, and many other people's minds that if you change this measure, we'll be back to double-digit increases as Mr. Simons and many others stated.

"Currently, workers' compensation is a problem again for many small and big employers. The speaker from Kahaluu kind of stated that businesses saved this money . . . no, businesses do not have \$200 million from workers' comp savings. All of this cost was paid for by the consumers who buy the products that we sell, workers who could keep their jobs. Nobody saves workers' comp money. These are costs that prevented some businesses from in fact going out of business and in fact allowed some businesses to keep their doors open.

"We want doctors, providers to get compensated. There are current mechanisms for the Department of Labor to address those in specific. If orthopedics are a problem, they can be addressed, but any broad sweep such as this, with uncertainty in costs, spells another nail in the coffin. And just as we're popping out of the coffin, it's no time to clamp down the lid again, Mr. President."

Senator Chun rose to speak in support of the measure as follows:

"Mr. President, I stand in support of this bill.

"Mr. President, I agree with a lot of the comments that have been made by my colleagues here in the Senate. However, I think the point is being missed, and that is, What is the impact of a workers' comp law and our medical fee schedule on the workers themselves?

"I don't do a lot of workers' comp cases myself, but in the ones that I have done recently, and in the past 10 years when I used to do a lot more of them, it was extremely difficult to get certain doctors or specialties to treat workers' comp patients. The reimbursement rates were so low that doctors were refusing to take the patient. That resulted, as far as the employer was concerned, in the difficulty of finding a doctor. If I don't find a doctor to get that case, then I have to pick one that's just going to treat my employee just as a number on the wall. What happens to the standard of care in that kind of situation? Is my employee who got injured going to get the same kind of treatment as a patient that does not have a workers' comp case going?

"I think it raises serious concerns in terms of the quality of the care that a patient, whether he be an employee or a member of the public, gets from doctors based upon a limitation of the medical fee schedules. I believe, Mr. President, by going forward and increasing the medical fees, whether it be across the board or by it being specific in terms of orthopedics, we will get better care to our employees. That will result, hopefully, in less time spent in a doctor's office and more time spent at work where hopefully they'll be helping the employers earn the kind of living that everybody wants to.

"The point is – yes, there might be a raise in rates; yes, there might be an impact in terms of business, but there also can be a positive point for businesses and for employees. We need to look out at what will best be able to get our workers back at work rather than searching for doctors who are looking at the bottom line and are refusing to take patients. That's what we've got to look at. That's been the problem in the past. That's what this bill tries to accomplish. Is there a better way to do it? I hope so. Is there another way on the Floor to do it today? No, there's not. We've got to move forward. We've got to try to get something done.

"Mr. President, I believe it is time that we take a stand and look at the welfare of our workers, which will also lead to the welfare of our employers. Thank you."

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"While the good Senator from Kauai was right – we care about our employees – I think businesses are concerned about the costs of operations which then are passed on to us consumers. I think that all of us who have employees and those who don't, want to make sure that your constituents, if injured at work, get back to work as quickly as possible. If we are having problems in the communities providing services to these injured employees, then let's address it – but not across the board increases at 145 percent. That's a big increase from the existing 110 percent.

"In addition, I think some of the previous speakers who identified problems with the bill may not have looked at page 2, lines 17 through 19. That provision of the bill allows the insurance commissioner to set under Chapter 91, Public Hearings Rule, the ability to update and adjust these schedules on an annual basis, taking it out of the hands of the Legislature.

Right now it has to come back here for an update. Do you really want to allow the Insurance Commissioner that ability? With no oversight by us?

"Yes, rates might go down, but rates also might spiral upwards. This bill needs a lot more work and a lot more thought, and I'll be voting 'no.'

"Thank you."

Senator Hemmings rose to speak with reservations on the measure and said:

"Mr. President, I'm speaking with reservations on this legislation.

"In response to the rhetorical question – Is there a better way? – asked by the Senator from Niihau and Kauai, once again we're addressing the symptoms of a problem, Mr. President. We all know workers' compensation rates here in Hawaii have been a problem that has plagued business for all too many years. We addressed this issue way back in the '80s, but we've done nothing to really fix the system.

"We know that medical costs are high, but the whole cost of the insurance is due to the malfeasance, once again, of the people that are exploiting the system. We need to amend the presumption clause to balance the table in favor of fair play instead of stacking the system against the employer. This would allow enough money to be in the system to take care of the people with real medical needs by eliminating the people that are exploiting this system. I think the real solution is in that reform, not in piecemeal legislation such as this, so I will be voting with reservations."

Senator Sakamoto rose to respond as follows:

"Mr. President, just briefly in commenting to some of the comments from our speaker from South Kauai.

"Ten years ago, this 110 percent fee schedule was not in place. Ten years ago, it was too litigious, too much paperwork just as it is today. This body did not correct the adversarial nature of the workers' comp system, which should still be done. This body did not correct for some of the things that should be done in terms of who's compensable. The Supreme Court changed who's compensable in a ruling on stress. This body has chosen only to touch a big toe of it or a little toe of it. We still need to correct issues like that.

"Work comp should be less contentious, should help the worker return to work quickly, should not force the employer and the employee to become adversarial, should certainly not let the medical providers be in the driver's seat, and should be for the worker and the employer to work together and get them back to work as quickly as possible. We need to address many issues, not a quick fix. And this certainly is not a quick fix, it's a quick way to disaster."

Senators Kanno, Fukunaga, Ihara, Kim, Matsunaga and English requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Slom rose on a point of personal privilege and said:

"Mr. President, a point of personal privilege please.

"I've been troubled sitting here after the last 15 minutes and I'm very concerned about the impression that the good Senator from Kahaluu/Heeia had that he may have been in agreement with me by mistake and that it might get out somewhere. So I

want to assure the good Senator and Labor Committee Chairman that under the auspices of the Minority privacy protection act, all of his information in here will be protected and we will not let anybody know he was in 'almost' agreement with me. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 737 was adopted and S.B. No. 16, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL FEE SCHEDULES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Chumbley, Ige, Inouye, Sakamoto).

At 2:49 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:05 o'clock p.m.

Stand. Com. Rep. No. 738 (S.B. No. 23, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 738 be adopted and S.B. No. 23, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"We've had this bill before and I certainly applaud those people that want to go and help in disaster relief in other parts of the country as do other people come here. However, I think that we have a different standard here between private employees and public employees and we're also running the risk of running into problems with collective bargaining agreements here. I have a real problem that the service days are not defined in the contents of this bill.

"There are a lot of other questions that remain and I would like to see volunteers really being volunteers rather than being paid. Thank you."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I, likewise, rise to speak against the bill.

"I have a difficult time equating 'volunteer' with pay. Thank you, Mr. President."

Senator Hogue then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 738 was adopted and S.B. No. 23, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 740 (S.B. No. 733, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 740 be adopted and S.B. No. 733, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak very strongly in opposition to this bill.

"Many of us have been around since before this bill was enacted – the employee payroll and training tax bill – back in 1991. Every small business and, I think, large business organization fought this imposition of an additional tax not because business is opposed to training, since those of us in business spend most of our time training our employees, but for two reasons: one, at the time of the legislation when it was passed, there were more than 75 different training programs in the State of Hawaii, some were private, some were public, some were public/private partnerships. In addition to that, it represented a new tax, which is tacked on, on top of the unemployment compensation tax. And for our colleagues and friends who are not in the business community, who do not meet a payroll, the employee does not pay one cent of any of this tax. It is all paid by the employer.

"What happened in a compromise that was worked out by the Legislature was that there was agreement that after five years the tax would sunset, would go away. When four years came up, the Department of Labor, which had hired more people to run this program, decided that they didn't want it to sunset. They wanted it to continue and they wanted to expand it. And, as a matter of fact, even though there were very few people and very few businesses or organizations that were taking advantage of the training, they went out and they actually recruited organizations to take advantage of it.

"Originally, it was for training those workers who had lost their jobs in the transition economy where larger, older agricultural and other industries were shutting down and there was a need to retrain people so that they could find good, active, viable employment. What this fund has done, however, in the intervening years as it's gone out to people to justify the fund and the fund's employees existence, is to say to business organizations, 'we will give you money; we have money to give you.' They don't say that it comes from other businesses, because that's where the money comes from . . . 'we will give you money and we will help you pay for things that you had paid for in the past.'

"Some examples that came up during the hearing were really beautiful examples. One was from a physical fitness trainer who said that physical fitness trainers in order to get national certification have to pay between \$250 to \$1,000 to get that certification. And while they had been doing it in the past, now we have the ETF fund paying for it. Upon further questioning, we found out that these physical fitness trainers, most of whom are young people, are in transitional jobs themselves and it's part-time work not a career. We had law firms come down and testify and say how wonderful this fund was because in the past they would have to expend money themselves for things like conferences, meetings, lunches, or if they changed their computer software from WordPerfect to Word. They would have to pay for that, but now they can go down and tap the fund and get the fund for it. Now don't get me wrong, Mr. President, there was a stack of supporting documents from those businesses that were the recipients of the money and that had taken the money from other businesses.

"What this bill does is to make this fund and this tax permanent. I can absolutely guarantee this body that if we pass this bill, if it does become law, that this seemingly nominal 0.5 percent, which is the rate that is added currently on top of every employer's unemployment insurance tax rate, that rate will go up because the cry will be 'there's such a growing demand for these funds; we need to increase the tax rate.'

"So again, it's an example of the Legislature and the government not keeping faith with the business community. It sends the wrong message. It is a tax, and it is an opportunity for some people who have always paid for these things themselves and have the ability to pay to have other people subsidize them.

"For these and other reasons, this is a bad bill. It's a bad measure and should be killed, Mr. President. Thank you."

Senators Sakamoto, Chumbley, Chun Oakland, Fukunaga, Kim, Ihara, Ige, English, Matsunaga, Chun and Hanabusa then requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against the bill.

"Mr. President, there was a recent poll done by a national organization that for all intensive purposes had no political bias. It was reported in Pacific Business News. Hawaii, unfortunately for us, ranked last of the 50 states in the business investment category and there's a reason for that. The reason is bills like this that have an accumulative negative effect on the opportunity to do business in Hawaii.

"Things like this add to the reasons why Hawaii does not have a diversified economy, why we're not welcoming more businesses to our shores, and, quite honestly, why many of our young people are going to the mainland to seek opportunities in the world of business.

"Mr. President, I would like to urge my colleagues who have reservations to simply vote 'no' and we can stop this thing right now, dead in its tracks. Thank you, Mr. President."

Senator Chun rose to speak with reservations on the measure and said:

"Mr. President, I am going to vote with reservations on this bill.

"I believe the intent of the bill is a good one in that there are still agriculture workers out there that are in need of training, based upon this transition from agriculture to a new economy. So I believe the intent of the bill and the purpose of the bill is still valid.

"I am concerned and I am going with reservations not because I disagree with the intent of the bill but based upon the statements made, since I wasn't here when the fund was first started, that there was a commitment made to only make it last for a four-year period. I believe, Mr. President, that is true. We should live by our commitments and so I need time to reflect upon that and to determine what happened back then.

"As far as the need and purpose of it, I believe the purpose is good, but I also believe that if the government did make a commitment to stop the fund after a certain time period, we need to abide by that also.

"Thank you, Mr. President."

Senator Inouye rose to speak in opposition to the measure and stated:

"Mr. President, I speak in opposition of this bill.

"Mr. President, as a small farmer and a business owner, I think this straps the hands of those who want to provide the jobs

and this certainly would help a business such as mine. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 740 was adopted and S.B. No. 733, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Inouye, Slom).

Stand. Com. Rep. No. 741 (S.B. No. 849, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 741 was adopted and S.B. No. 849, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 749 (S.B. No. 214, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 749 be adopted and S.B. No. 214, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 749 was adopted and S.B. No. 214, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 750 (S.B. No. 758, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 750 be adopted and S.B. No. 758, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"We have discussed this bill for the last couple of years also. This is a bill that says that we should have people that cannot read or write English get driver's licenses more easily. Everybody talks about it in terms of the economic need for these folks to be able to drive and to get jobs. While I certainly appreciate that, every one of the people who came before us if they came from another country all confirmed the fact that if we were to go to their countries, we would be required to pass their driving test in their particular language.

"With more and more signs becoming prevalent on our highways today with more road construction and all that, I think it's extremely important, if we are truly concerned about safety, that we make sure that at a minimal people can read and write the English language.

"Thank you."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"We have a wonderful tapestry of different cultures living in Hawaii. Each one of us on this floor, the vast majority of us, can trace our ancestry to places around the world where people have come to live in Hawaii or come to live in the United States. The one thing they all did at the time was they learned English, Mr. President. We are a multicultural society, but we do have things that bind us together, and the English language is one of them.

"This is a step in the wrong direction. I might refer this body to a wonderful book that was written over a course of 4,000 years. It's called the Bible. And in the Bible in the book of Genesis, when a certain group of people in Babylon at the time decided they would build a tower that would reach high into the heavens to proclaim how great they were, God decided to punish them. He punished them by making them all speak foreign tongues and divided the people. It was a great hardship and it divided Babylon. Of course we know the parable of the Tower of Babel as is taught to us in the Bible.

"This is babble legislation and I urge this body to give real consideration to it. This doesn't unite us; it divides us. We all have our cultural practices and we're all proud. I'm certainly proud of pao doce and sweet bread and my Portuguese heritage, but I speak English and I think that everybody that comes to our islands in the future, or this country, should do the same. One language unites us, not divides us.

"Thank you, Mr. President."

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, we're the land of aloha and all those good things that we say, multiethnic groups and all that stuff. We still support the fact that we can speak the language and we can understand the language.

"Mr. President, all the tourists that come here from Germany and all the different parts, we allow them to rent a car and drive. We're still not in an abundance of car crashes because they cannot read or write the English language. There's also the fact that the DOT has told us that all the things that are in English are not safety things, they're advisory. The things that are safety, like stop signs and those kinds of things, have all international signs.

"Therefore, Mr. President, I urge all my colleagues to vote 'aye' on this bill."

Senator Nakata rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of this bill.

"I didn't intend to get into a theological discussion with the Senator from Kailua, but there are many ways of interpreting scriptures, and the Senator from Kailua has given you one, and I guess I can give you not just one other, but others. I think one part of the story of the Tower of Babel is that God did not want us to be all the same, that we are to enjoy the diversity that exists among us. That is what I would want to leave with you and why I would support this bill. We need to enjoy the diversity that exists among us.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 750 was adopted and S.B. No. 758, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 754 (S.B. No. 1599, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 754 be adopted and S.B. No. 1599, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"The issue here is whether the police have probable cause or not to believe that the person is giving false information. Do the police have probable cause?

"The proponents of this bill argue that under existing law, a refusal to provide identification is a violation and not a criminal offense, so the most an officer can do is issue another citation or summons. In the committee report it says, in such cases, your Committee believes that the police officer should have the power to arrest a person who refuses to provide accurate information regarding their identity.

"My name is Mickey Mouse. That's what the individual tells the police officer. However, under existing State statute, Section 803-5, an officer of the law, a police officer not a peace officer, a law enforcement officer as we're going to call them, can make a warrant-less arrest pursuant to that section. That section states: 'a police officer has probable cause to make an arrest when the facts and circumstances within the officer's knowledge and of which the officer has reasonably trustworthy information are sufficient in themselves to warrant a person of reasonable caution in the belief that a crime has been or is being committed.' The issue here is, Is this a violation or is this a crime?

"The bill doesn't address it and I think that there are opportunities already within the existing statutes that if the police want to arrest an individual for telling them that their name is Mickey Mouse, they in fact can already.

"Thank you."

Senator English rose to speak against the measure as follows:

"Mr. President, I rise to speak in opposition to S.B. No. 1599, S.D. 1.

"Mr. President, I've been told by those close to our police departments of instances where false or misleading information has been provided by motor vehicle drivers, and I am aware that in some of these instances the drivers may do so in an effort to avoid arrest on an outstanding warrant. Yet, Mr. President, while I am sympathetic to the problems encountered by police officers in their attempt to ascertain the identity of motorists they stop, I am gravely concerned with the possibility of empowering our police officers with the authority to arrest an individual who may simply have forgotten their wallet at home that day.

"What constitutes a reasonable basis for believing that a motorist is unable to provide accurate information as to their

identity is highly subjective as currently written in this bill. For that reason, Mr. President, I will be voting 'no' on this measure.

"As a final point on this, we have to be very aware that this puts quite a bit of power in the hands of the police officer and does not come with proper guidelines for enforcement.

"Thank you, Mr. President."

Senator Kawamoto rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in favor of this bill.

"We concern ourselves about giving false information, yet we as the public when something happens we say 'Well didn't you know he had this thing and that thing two months ago and yet they allow him to drive. Didn't you know that?' The idea is, if you're going to make the policemen accountable for these kinds of actions of past experiences or past warrants, then you should give him the tools in which he needs to get those past warrants as fast as he can. Therefore, Mr. President, I urge all my colleagues to vote 'aye' on this bill.

"Thank you."

Senators Kim, Hemmings, Ige, Ihara and Fukunaga requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 754 was adopted and S.B. No. 1599, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES AND PROCEDURES ON ARREST," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Chumbley, English, Matsunaga, Slom).

Stand. Com. Rep. No. 757 (S.B. No. 1011, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 757 be adopted and S.B. No. 1011, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, again I rise in opposition.

"This bill establishes the statewide planning and geographic information systems special fund. I oppose it. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 757 was adopted and S.B. No. 1011, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOGRAPHIC INFORMATION SYSTEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 758 (S.B. No. 1136, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 758 be adopted and S.B. No. 1136, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"This bill would require oil importers in the State to register with the Department of Health and maintain specific records, plus it imposes new fees on lubricating oils entering the State. I'm sure that the esteemed Senator from Hawaii Kai will notice that it establishes a special fund into which fees, permits, and penalties should be deposited. I believe that special fund will probably be just outside your neighborhood in Hawaii Kai.

"According to the Hawaii motorcycle dealers, and this is one of the reasons why I'm voting in opposition, and this quote came out in testimony and I noted it down - 'I don't believe the Department of Health has any idea how much paperwork this bill would generate. They'd have to chop down four forests to make the paper for the paperwork we'd have to churn out to save the environment.' And therefore, I vote 'no.'

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 758 was adopted and S.B. No. 1136, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO USED OIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 760 (S.B. No. 1314, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 760 be adopted and S.B. No. 1314, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Tam rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of S.B. No. 1314, relating to the economy.

"Mr. President and fellow colleagues, this bill's direction is to stabilize and to make our economy more prosperous. Hawaii's economy has suffered in recent years due partly to the lack of economic diversity. Tourism has been the engine that drives our economy, but the seasonal nature of only one major industry has made Hawaii a party to international economic downturns. Thus, the only solution is economic diversity.

"Efforts are being made to develop other sectors of the economy such as agriculture, retail, electronic commerce and communications. Your Committee on Economic Development and Technology has also committed its efforts to develop the high technology industry.

"However, there is a need for a stronger focus on the diversification of Hawaii's economy. This bill seeks to create an economic task force to accomplish these goals. It would bring together industry, government and educational leaders to develop clear short and long-term goals with an implementation plan to build a solid foundation to move Hawaii's economy forward.

"A representative will be chosen from various groups, picked by their respective organization's members. The task force will include retail business, restaurants, hotels, public unions, private unions, business educators, high technology businesses, marketing and advertising professionals, tourism, environmental organizations and small business owners.

"By passing S.B. No. 1314, S.D. 1, all interested parties to Hawaii's economic future will have a stake in the plan. At present, there is NO statewide economic development plan accepted by the economic players. This is very similar to what we did in the year of 1993 when we formulated goals and objectives with the parties involved to protect our environmental future. Today, we have very little environmental problems because everybody was brought together. In fact, the various professions within the State of Hawaii are currently updating their environmental goals and objectives to better their future here.

"The other components of this bill to stimulate our economy are the undetermined dollars at this time to do as follows:

1. To market Hawaii's products and services internationally to establish Hawaii as the International Market Center of the Pacific.

"It has been my experience in traveling abroad that it is difficult to explain the type of products and services we have so people abroad can utilize what we have to enable us to prosper.

2. To establish a program to attract investments from the Pacific Rim countries. To allow contracts to be entered into with the assistance of the Community-Based Economic Development Program of the Department of Business, Economic Development and Tourism.

"My experience with Asian countries indicated that there is a strong desire by Asian business persons to do business in Hawaii.

3. To plan, design, and construct physical improvements which have been selected as part of an existing or emerging comprehensive, regional, multi-sector community-based strategic action planning process coordinated by the Hawaii Alliance for Community-Based Economic Development.
4. To use the issuance of general obligation bonds to extend the community-based economic development loans and grant programs to further information technology in distressed rural areas.

"I would like to emphasize that the dollars aren't determined at this time. It is also important that this bill is used as a vehicle to stabilize our economy and to make it more prosperous.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 760 was adopted and S.B. No. 1314, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

Stand. Com. Rep. No. 761 (S.B. No. 1501, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 761 be adopted and S.B. No. 1501, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Inouye requested her vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 761 was adopted and S.B. No. 1501, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAKA'AOKO COMMUNITY DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 763 (S.B. No. 684):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 763 was adopted and S.B. No. 684, entitled: "A BILL FOR AN ACT RELATING TO FEES OF THE SHERIFF'S OFFICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 765 (S.B. No. 1183):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 765 was adopted and S.B. No. 1183, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 768 (S.B. No. 591, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 768 be adopted and S.B. No. 591, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak in favor of the measure with reservations and said:

"Mr. President, I rise to speak in favor of this bill with reservations.

"The purpose of this bill is to create a new chapter to license occupational therapists. And just as a point of information to the members here, registration of occupational therapists began January 1, 1999, and it's scheduled for repeal on December 31, 2003. In between, there will be an auditor's report to evaluate it. Essentially, occupational therapists would like to get their licenses now, before the auditor's report, so that they can have more credibility with the public.

"Now in its testimony, the DCCA said it would like to wait, as is the normal process, until the auditor's report came out. Instead of being forced to play referee, the Committee on Commerce and Consumer Protection has placed a defective date at July 1, 2020. The obvious question is why? It seems more fair to me to make the occupational therapists wait for the auditor's report just like the process that was set up for everyone else.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 768 was adopted and S.B. No. 591, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 769 (S.B. No. 1073, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 769 was adopted and S.B. No. 1073, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 773 (S.B. No. 1214, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 773 was adopted and S.B. No. 1214, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 778 (S.B. No. 749, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 778 be adopted and S.B. No. 749, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure.

"While I certainly encourage more work for our local contractors and residents, we have wrestled around with this bill for a number of years and what we found out is that, first of all, we had a difficult time getting a definition for state resident, and we found out that a number of local contractors who have done business here for a long time, who hire local people, in fact, would be excluded from preferential treatment under this contract. But that begs the question whether or not there should be preferential treatment anyway, because in the end, what it means is that the consumers or the taxpayers are going to wind up paying higher prices for these preferences.

"So I'm in opposition to this bill. Thank you."

Senator Chumbley rose in opposition also and said:

"Mr. President, I, too, rise to speak in opposition to this measure.

"I first want to give the gold star of the day award to the Senator from Waipahu for his persistence. It seems like every year this keeps coming back and back and back.

"Members, this bill will not help to maintain and ensure that we do get state-awarded contracts to state contractors and to residents of Hawaii. It attempts to create a definition of the contractor and the employee by developing restrictions that no less than 85 percent of its employees have to be state employees and residents with certain restrictions that time must pass before this person can bid on contracts. This is not the way to deal with the procurement law and to deal with the efficient effective spending of your tax dollars.

"In addition, the increase in the preference bidding – I think it's from 6 or 7 percent up to 13 percent – is an unjustifiable jump. If we are truly moving towards performance bidding, I

don't think you need preferential treatment at all. Therefore, I'll be voting 'no.'

"Thank you."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this legislation.

"Has anyone asked, Mr. President, why mainland businesses can oftentimes get a job done here in Hawaii, in the middle of the Pacific, for cheaper than companies here in Hawaii can do it? I think the answer is obvious. It's because our businesses are shackled with excessive rules, excessive regulations, excessive taxes, some of which we've heaped more on today.

"Hawaii is not a profitable place to do business. So oftentimes, mainland businesses can do business in Hawaii and go back to the mainland with the money and not have to pay the undue penalties that we pay here in Hawaii for doing business, not the least of which is also the excise tax.

"It's really amazing, when you think about it, when you pick up the phone and call one particular bank's credit card company, that you're talking to someone in Georgia because they're handling that business for the local bank. It's a big bank, by the way. Another local hotel owned and operated by local people, when you pick up the phone and make a reservation with them, you're talking to a reservation agent in California.

"So the question is obvious and the answer is obvious, Mr. President, Hawaii is a terrible place to do business. And until we fix that, measures like this aren't going to solve our problems. They're just going to continue to drive up the cost of doing business in Hawaii without addressing the real underlying reason.

"Thank you, Mr. President."

Senator Kawamoto rose to speak in favor of the measure as follows:

"Mr. President, I rise in favor of this bill.

"Mr. President, the reason why this bill came about is that I talked to the Chief Procurement Officer. We found that there are about three or four contractors out there that do not have one state resident in their employment and they are taking our state monies and are taking our state jobs from our people. We found that out and we insisted that our state monies go to our people for public jobs.

"Last year, we passed the definition of state resident which is the same as what is in this bill. We also passed a bill for state contractors which is the definition in this bill. Mr. President, we passed that for the federal jobs and military jobs. The military people have accepted this and they're in the process of making rule changes to allow this and honor our state resident bill.

"We have gone for the last six years from a minus 10 percent economy to a plus 10 percent this past year – 20 percent increase in our construction industry economy. That is quite a job compared to five years ago when we found ourselves in the worst economy for the construction industry.

"What we're saying today is that we need this bill because we have unscrupulous contractors that come from the mainland and take our jobs. Sure these guys can outbid us. They can

outbid us because they don't have to pay for the type of workman's comp insurance and premiums that we have to pay. They don't have to pay for the pre-medical that we have to as state contractors. They don't have to pay, probably, for the GET taxes that they somehow get away with by placing their supplies in the federal properties and leave without telling us that they had done a construction job here. These are the reasons why these people who are from the mainland are coming down and taking our jobs and out-bidding our state contractors.

"I'm saying they should have a fair share at the federal jobs, but when it comes to our state jobs and our state monies, then it should go to our people that live here and give them the proper wages to enjoy what the State of Hawaii has to offer for them.

"Thank you very much. I'm urging all my colleagues to vote 'aye' on this bill."

Senator Hogue rose to speak against the measure as follows:

"Mr. President, I rise in opposition, and I would like to thank the esteemed Senator from Waipahu for giving the best speech for the Republican Party that I have ever heard. Thank you very much for establishing our case.

"Having said that, it's obvious that this bill does not make common sense, and I would urge all those to vote 'no.' Thank you very much."

Senators Ihara and Buen requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 778 was adopted and S.B. No. 749, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Chumbley, English, Hemmings, Hogue, Matsunaga, Slom).

Stand. Com. Rep. No. 781 (S.B. No. 989, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 781 be adopted and S.B. No. 989, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senators Hemmings, Slom and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 781 was adopted and S.B. No. 989, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 782 (S.B. No. 1016, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 782 was adopted and S.B. No. 1016, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 784 (S.B. No. 1240, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 784 be adopted and S.B. No. 1240, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"This bill started out requiring a so-called living wage to be paid for any vendors or contractors doing business or performing services in excess of \$25,000 with the state government. The \$9.43 an hour wage, again, is an example of wage and price controls – just telling a business what they have to pay, but not keeping down any of the other costs that are associated with that business. It also will absolutely raise the price to consumers and taxpayers.

"The \$9.43 an hour is a very subjective figure. It has come from organizations that have done studies showing that that's what a family of four needs as a minimum to live above the federal poverty level. However, it all depends on how a particular family of four decides to live and it also depends on what the actual costs are of doing business. The contract and the marketplace, not the state government, should determine that rate.

"Thank you."

Senators Chun, Matsunaga, English, Ige, Ihara and Sakamoto then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 784 was adopted and S.B. No. 1240, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Chumbley, Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 786 (S.B. No. 710):

Senator Taniguchi moved that Stand. Com. Rep. No. 786 be adopted and S.B. No. 710, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senators Slom, Hemmings and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 786 was adopted and S.B. No. 710, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 787 (S.B. No. 850):

Senator Taniguchi moved that Stand. Com. Rep. No. 787 be adopted and S.B. No. 850, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Sakamoto rose in support of the measure with reservations and stated:

“With reservations, Mr. President.

“I agree that people and organizations should have the right to strike, however, I also believe in arbitration. I think we should first try to improve the current arbitration method before we abandon it, and I believe that arbitration is not only good for the State, but also for state workers. I don’t believe state workers want to strike.

“I also believe that we would be placing the community at risk if we were to allow professional nurses, institutional, health, and correctional workers to strike in exchange for mandatory arbitration. Should these specific workers walk off the job, it would not only place the State in jeopardy, but also the individuals under their care and in fact the workers themselves who are out without their pay.

“Therefore I am voting with reservations. Thank you.”

Senators Kanno, Kim and Ige requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 787 was adopted and S.B. No. 850, entitled: “A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Menor).

Stand. Com. Rep. No. 791 (S.B. No. 1058, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 791 be adopted and S.B. No. 1058, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senators Kanno and Inouye requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 791 was adopted and S.B. No. 1058, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Menor).

Stand. Com. Rep. No. 792 (S.B. No. 1144, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 792 be adopted and S.B. No. 1144, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

“We go through this every year, talking about minimum wage and how much the wage should be, and how many cents it should be raised, and what period of time, and whether we should tack it on to a consumer cost-of-living. And then, of course, we look at the restaurant workers and we strip them of their tip credit.

“What we’re really not doing is helping the people that we say we want to help. If we really want to put more money in the people’s pockets, then we have to cut taxes and we have to honor our commitment for tax reduction – not take it away from them and not raise taxes. If you want to have people have more take home pay and more ability to pay, then you allow them to keep that money in the first place and not give them a few more cents an hour at the expense of business, which triples their cost, and then tax them on that minimum wage increase.

“It’s the wrong message that we’re sending. It does not solve the problem that we say we’re trying to solve. Thank you.”

Senator Hemmings rose to speak against the measure as follows:

“Mr. President, I rise to speak against this measure.

“If we’re really compassionate and we really want to help the people that this bill proposes to assist by raising the minimum wage, we would want to consider why it needs to be raised. And that is because Hawaii consistently ranks as one of the highest costs of living in the nation. This is especially onerous in that our hungry pay 4 percent tax on their food to eat. Our sick pay 4 percent on their care. Our homeless, if they can rent something, get passed on to them more than likely, as all taxes are to the consumer, 4 percent for their shelter.

“If we really want to help our economy and help the people least able to afford living in Hawaii, we wouldn’t raise the minimum wage, which is going to eliminate their jobs in many cases. What we do is reduce the cost of living in Hawaii which would include eliminating the 4 percent excise tax on being hungry, sick, or in need of shelter.

“Thank you, Mr. President.”

Senator English rose in support of the measure with reservations and stated:

“Mr. President, I rise in support of this measure with reservations.

“Mr. President, through the hearings on this, we’ve heard that we need to pay a living wage. We’ve also heard that we need to pay a just wage. Employers have told us that the cost of doing business is too high. This measure may reduce worker’s hours or force them to reduce staffing.

“Mr. President, I feel that we should raise the minimum wage, however, we should keep the tip credit in here. This bill does not do that. So my reservation is that we should really consider putting in the tip credit because this will help the people that we want to help the most – the poor, the people without education that want to enter the job force. This is one of the areas that they can enter if they have the tip credits. They could enter into the restaurant business at a little lower rate than the minimum wage but it will be made up in the tips.

“Mr. President, this is the basis for my reservation. Thank you.”

Senator Nakata rose to speak in favor of the measure and said:

“Mr. President, the existing minimum wage of \$5.25 for an hour . . .”

The Chair interjected:

“Senator Nakata, for what purpose do you rise?”

Senator Nakata responded:

“To speak for the bill.

“At \$5.25 an hour, we’re talking about a wage that’s under \$12,000 a year, under \$1,000 a month. We’re talking about social justice here. Even the living wage, the \$9.43, even that is around \$20,000 and that’s based on a family of four. The federal poverty level for a family of four is in the neighborhood of \$16,000 a year, which I believe works out to somewhere around \$8.00 an hour. This is the kind of situation that we’re talking about.

“I think in the State of Hawaii we are people who care, and to talk about not approving an increase to \$5.75, which would still be less than \$13,000 a year, I don’t think it’s just. I know it may not make economic sense, but I think we do need to be looking at the needs of our people. \$5.75 is not something that’s going to break the bank. Most employers say that they pay more than that anyway.

“Although the common perception is that most of these workers are teenagers, that’s not necessarily the case. There are many women with young children who are on these wages. So I would ask you to support this increase. Thank you.”

Senator Sakamoto rose to speak in opposition to the measure and stated:

“Mr. President, I rise in opposition to this measure, opposition on two counts.

“One previously mentioned is the tip credit. I talked to one restaurateur who showed his statistics from his restaurant. If indeed the minimum wage were here, he said many of his employees who are tipped employees make double or triple that amount when you include their tips on what they claim. He said they were claiming 8 percent. I tip more than 8 percent, in fact double that usually.

“So, Mr. President, the tipped employees that are very successful or even moderately successful, certainly if indeed the tipped employee including tips gets Z amount, I think a reasonable tip credit based on a portion of what they’re tipping would help. And he said the 20 cents an hour, or 25 cents, or 30 cents that he would save, if indeed there were a tip credit, he could pay his dishwasher more, who doesn’t get tips, he could pay some of the employees who don’t get tips more. The tip credit is very important not to help so much the employee who gets tips, but those who don’t.

“He said some of the employees who get tips don’t even pick up their paycheck because their tips are big money, and in fact their minimum wage money gets used for the taxes they owe. So on that account, I vote ‘no’ on that part.

“The second part, certainly we care. Whether an employer or not, we care. I don’t want to make this bill seem that if we’re not in favor of this bill that we don’t care. But I want your grandson, your daughter, your son, your neighbor to be able to get a starter job in this economy. You start low and you do well and you earn it.

“We talk about caring, welfare to work. We talk about 3,000 people coming off a system. For some of them to stay on the system right now, they’re volunteering for this state government at zero dollars. And now we want private employers to hire them. They’re volunteering for zero dollars, trying to get trained, and we want them to be hired and earn their money.

Help them by not raising the barrier for employers to hire and if they do well, as you stated, Senator from Kahaluu, most employers as the employees do better – here, 50 cents an hour more; here, a dollar more.

“I don’t have anybody at minimum wage, but certainly, many employers do. Let’s give those who are starting, those who are transitioning out of welfare, a lower barrier as opposed to a higher barrier.”

Senator Chumbley rose in support of the measure with reservations and stated:

“Mr. President, I rise to speak in support of this measure with reservations.

“Although during the caucus discussion on this measure I had told the Chair that I had opposition to this, I think that some of the comments he made on the floor today were very compelling. They were very compassionate and I wish that a lot of us could dig deep inside our hearts and be as compassionate as this gentleman has been in the past to people he doesn’t even know, to people whom he’ll never meet in his life.

“I do have concerns about the bill, and the concerns are only over the dropping of the tip credit. I believe that we can work with the Chairman of the Committee to have those tip credits reinstated as the measure comes back from the House. I think that is a balance to this issue, and I think it’s time that we raise the minimum wage. So I ask you to support this.

“Thank you.”

Senator Chun rose in support of the measure with reservations and stated:

“Mr. President, I rise in support of this measure with reservations.

“Mr. President, we’ve heard arguments, pros and cons, about raising the minimum wage. We’ve heard that if we raise the minimum wage we’re going to see a reduction in employment. We’ve also heard that if we raise the minimum wage that we’re not going to see any negative impact, in fact we’re going to see a prosperous workforce.

“Mr. President, to be totally honest, we don’t know. The evidence out there, the reports out there, are varied at best. They’re confusing and they don’t really give us any insight as to what’s going to happen. But I think the bottom line really is, Are the employees here in this State earning enough to make a living? I’m not an advocate for the living wage. I went with reservations on the last bill that talked about that. But I don’t believe really when you look deep down inside that a raise of the minimum wage to \$5.75 an hour is going to bankrupt anybody.

“I also don’t have concerns about taking the tip credit away. I’ve heard discussions about the employees who make tips make more in tips than they make in wages. Also, I’ve heard situations where certain restaurants also take the tips away from the employees and distribute it among their other employees in a manner they see fit. One way or the other, I don’t really know what’s going on there.

“I think what we need to do is take a stand, one way or the other. We need to look at how the employment is affected after that and go on from there. If it needs correction, we will correct it after that. But for us to sit on the fence and do nothing, because we don’t know what the impact is, is unforgivable. We

need to take a stand. We need to set a direction and then adjust accordingly.

"So, Mr. President, I believe this bill does that. I support it. I believe that as it goes on further in Conference, we need to talk about the tip credits. We need to talk about using the CPI as some kind of gauge. I'm not quite convinced that is the best way to tag on the minimum wage, but I think it takes a direction and we need to move off the dime and not let indecision guide our ways.

"Thank you, Mr. President."

Senator Ihara rose to speak with reservations on the measure and said:

"Mr. President, I have reservations on this bill.

"I support raising the minimum wage and oppose deleting the tip credit."

Senator Slom rose and said:

"Mr. President, if I might make some rebuttal in further opposition to this bill.

"We've heard a lot of words today. And what I hear over and over again is that we don't know. Well, the people that are in business, they do know, and they've told us. For my colleagues who do not know how to meet a payroll and don't have that responsibility, I can understand the lack of knowledge and lack of experience. But for those of us who do meet a payroll and do know what the costs are, let's go over a few things – basic minimum wage 101.

"First of all, whatever wage is paid, you can add to that in the State of Hawaii an additional 35-65 percent in additional mandates. For example, if somebody is getting \$6.00 an hour, you can add to that the cost of worker's compensation, unemployment compensation tax, temporary disability insurance, all of the other mandates that the employer must pay – amounts that are not paid for by the employee. These are state mandates. In addition to that, you're paying matching dollar for dollar social security taxes that the employee has taken out from his or her salaries. So when you want to talk about what a person is earning, you really have to talk about the total compensation and not the wage.

"Secondly, this is, as was stated by the good Senator from Moanalua, an entry level wage. It is a training wage. It is not meant to be a living wage. How many people, however, qualify or are encumbered by this wage? The Department of Labor doesn't know because they don't do any statistics for themselves. They rely on one professor at the University, funded by the labor unions, and he comes up with a figure based on a survey. His survey shows that less than 3 percent of total employees of over 500,000 in the civilian labor force earn the minimum wage. But that's a snapshot in time because the number and the individuals that he would look at say in February 1st would not necessarily be the same individuals in March 1st or April 1st, because people change. They either change jobs, they move up, they get increases or whatever.

"So I think we have to look at this. And employers, particularly those in the restaurant industry, have told us that if we continue to raise the total compensation cost, what it does is it makes the determination for them to either hire or not hire new employees and to keep or not keep the same amount of existing employees and not to have a certain amount of money which they can share with other employees. That's something that we have to consider. And that's a fact. There's no doubt

about that by anybody that meets a payroll and anybody that has employment.

"When we talk about being just and being compassionate, I've always found out that in this Legislature it's real easy to be compassionate with someone else's money and someone else's life. If you really want to be compassionate, then I would suggest to my colleagues that think something's wrong here to go out and start a business tomorrow in the State of Hawaii and pay your employees \$15.00 or \$20.00 an hour or \$30.00, give them all the time off that you want, give them all the benefits that you want, and see if you're still in business by the end of the week.

"There is a disconnect here between the reality of doing business in this State, the actual amount of costs, and what you have to do. Otherwise, there'd be more people going into business all the time and saying 'Wow, what a wonderful place this is to do business.' But this Legislature makes it extremely difficult, and when we have people that come in here and testify to us, we don't listen to them. And particularly in the restaurant industry they have told us how important the tip credit is. Why should we pass this bill today in hopes that maybe some later date we'll put it back in? We put it in; we take it out; we put it in; we take it out. We adjust the figures all the time, but we don't listen to the people that have created the jobs.

"So if we really want to be just and we really want to be compassionate and, as the good Senator from Kahaluu said, 'to meet the needs of our people,' then let's consider the needs of all of our people including those small and large businesses that take the risk for us every day, that reach their own hands in their own pockets to create jobs and welfare and contributions and income in this community, instead of us always trying to find ways to make it more difficult for them. And that's why I'm voting against this bill and I urge my colleagues to do the same.

"Thank you."

Senators Matsuura, Chun, Matsunaga, English, Ihara, Fukunaga and Chumbley then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 792 was adopted and S.B. No. 1144, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Ige, Sakamoto, Slom).

Stand. Com. Rep. No. 795 (S.B. No. 1379):

Senator Taniguchi moved that Stand. Com. Rep. No. 795 be adopted and S.B. No. 1379, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"This bill allocates money, albeit it's crossed out to zero right now, to fund much needed salary increases for our teachers. I find it quite ironic that we're willing to pay for education twice, in prior bills, by bringing retired teachers out of retirement and paying them for being retired but pay them again to go back into teaching while we continue to maintain payment for new teachers at a very low level. Where does the

money come from? I've tried to talk today about proposed solutions or alternatives to business as usual.

"The Catholic Church is a good example of what good management is in the education system. They have 44 schools, Mr. President, approximately 12,000 students, and they do not have a Department of Education. I think one of the people on the Board of Education brought to bear the point that they're spending \$1.2 billion a year. They're not sure how they're spending it, but they're sure it must be spent well. Well I can tell you they're not spending enough in the classroom with the children and with the teachers. The money for education has doubled in 11 short years since I was here at the Legislature, and the system has continued to deteriorate.

"Where can the money come from? As far as I can determine by figures from the Department of Education, we have about 300 bureaucrats at work in the centralized system. Their salary ranges range anywhere from \$30,000 to \$65,000. But let's take the low level of say \$40,000. If you multiply that times 300, you'll have over \$12 million. Those people aren't teaching kids; they aren't doing anything other than occupying a job in that hidden monster in government – bureaucracy. Let's put that money, those resources, back in the classrooms.

"There are common sense solutions in how to manage our public education system. The value of teachers should not only be determined by the supply and demand factor, but they should also be determined by the value of teaching for the welfare of this State. Teachers deserve more pay. We have to find the money to do it. It's there. Let's get the job done.

"Thank you, Mr. President."

Senator Taniguchi rose in support of the measure as follows:

"Mr. President, I also rise to speak in favor of this bill.

"Mr. President, I guess my colleague from Kahala has found, possibly, \$12 million. We still need over 200 more or \$290 million more, so I hope he will continue to help us on the Ways and Means Committee.

"Thank you."

Senator Hemmings rose and said:

"Mr. President, I rise on a point of rebuttal. Well, not actually rebuttal, I'm in total agreement, Mr. President.

"I welcome the opportunity to find hundreds of millions of dollars of additional savings that could be passed on to the taxpayers and also to fund much needed programs like this. I just might, since you brought it up, bring up a little example – I'm going to a press conference tomorrow at one o'clock in Waimanalo where the illustrious State of Hawaii spent \$12 million building a reservoir in 1993 that's empty and hasn't been completely full since then. It's a huge liability and our DLNR has broken federal environmental protection laws by trying to fix it without the necessary permits. It's created an erosion and public safety problem.

"Oh, Mr. President, I look forward to helping the Chairman of the Ways and Means Committee find additional money. The attrition rate in public employment is 4 percent. If you didn't rehire those jobs and we had the ability to shift jobs where the work is needed from where it's not needed, just through attrition we could save the State roughly \$200 million a year. The money's there. The taxpayers are being generous. What we have to do is be a little more official in just saying no to the spending we shouldn't be doing.

"Also, my good colleague from Manoa, I moved. I'm in the Koolaupoko district now. I couldn't afford to live in Kahala anymore. It's real difficult and expensive living in this State.

"Thank you, Mr. President."

Senator Taniguchi rose and said:

"Mr. President, I apologize for the wrong district. I remember Senator Hemmings in the House, and just as he called you Speaker, I forgot that he had moved up to the Senate.

"Mr. President, we have a long way to go as far as our budget and finding money for teachers. And like I said, if the Senator from Waimanalo has a list, we'd be very happy to entertain that and look at that in our Committee.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 795 was adopted and S.B. No. 1379, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 796 (S.B. No. 1635):

Senator Taniguchi moved that Stand. Com. Rep. No. 796 be adopted and S.B. No. 1635, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of this measure with reservations.

"The measure purports to add full-time temporary legislative staff to the employees' retirement system. I have no objection to that. My problem is that there's no indicated figure as to how much this costs. Again, I'm going to say that if we're going to pay for something, we should know what the costs are before we're asked to vote for it.

"Thank you."

Senator Kim rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in support with reservations.

"The bill does not say how long the retroactive period is, when it begins, and also what the impact may be. So that's my reservations. Thank you."

Senator Hemmings requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 796 was adopted and S.B. No. 1635, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 798 (S.B. No. 879, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 798 was adopted and S.B. No. 879, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 799 (S.B. No. 1122, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 799 be adopted and S.B. No. 1122, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak against the measure as follows:

"Mr. President, I'm forced, once again, to stand and vote against a measure.

"Even though I fully support what the Disability and Communications Access Board is doing, I cannot support the creation of the Disability and Communication Access Board special fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 799 was adopted and S.B. No. 1122, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 800 (S.B. No. 1325, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 800 be adopted and S.B. No. 1325, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, this is easier to stand up and oppose.

"This bill seeks to take a portion of the state conveyance tax and dedicate it to state funding to assist the homeless. I think that's a wonderful thing to do to assist the homeless. The only problem is this Legislature several years ago raised the conveyance tax in order for the Bureau of Conveyance to buy computer and software equipment to make their operations more successful. Then we again raised the conveyance tax so that they could have more employees to do the things that they want to do. Now we're going to take more of that money and we're going to dedicate it to an entirely different purpose, and that is to assist the homeless. And then they'll be back next year asking for more money and a higher tax rate because now they're involved in assisting the homeless.

"I think the conveyance tax, the Bureau of Conveyance should stick to doing what they're supposed to be doing, and that is the recordation of the transfer of legal documents. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 800 was adopted and S.B. No. 1325, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCE

TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

S.B. No. 483:

On motion by Senator Menor, seconded by Senator Kanno and carried, S.B. No. 483, entitled: "A BILL FOR AN ACT RELATING TO RESTRAINT OF TRADE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 938, S.D. 1:

Senator Menor moved that S.B. No. 938, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I'm rising in opposition of this bill.

"This bill would raise the minimum motor vehicle liability coverage from \$20,000 to \$25,000 per person, and from \$40,000 to \$100,000 per accident. This bill is supposed to help victims of car accidents get money to compensate them for their injuries. But what it does is it actually raises premiums that are already amongst the highest in the nation; it increases the uninsured motorist population as people drop this more expensive coverage; it increases the number of lawsuits filed; and encourages even more lawyers to specialize in this area due to higher fees.

"I urge you to vote 'no.' Thank you."

Senator English then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 938, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 8 (Chumbley, Fukunaga, Hemmings, Hogue, Ige, Ihara, Matsunaga, Slom).

S.B. No. 1066, S.D. 1:

Senator Menor moved that S.B. No. 1066, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsunaga,

Senator Hogue rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of this measure with reservations.

"We had testimony in the Commerce, Consumer Protection and Housing Committee that indicated if this bill moved forward, as initially written here, it could put HMAA and other smaller carriers out of business. I'm sure that's not intended. There is a defective date on it, but I recommend that we watch this bill very carefully. That's not what we want to do.

"Thank you very much."

The motion was put by the Chair and carried, S.B. No. 1066, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 810 (S.B. No. 171, S.D. 2):

On motion by Senator Menor, seconded by Senator Kanno and carried, Stand. Com. Rep. No. 810 was adopted and S.B. No. 171, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE REIMBURSEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 723, S.D. 1:

Senator Kanno moved that S.B. No. 723, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of the bill with reservations.

"I'm concerned about the over-broadness of this measure. The bill originally was supposed to be limited to violent offenders, but the draft affects victims of any adjudicated juvenile violator or convicted adult defendant. It provides for disclosure whenever the person has been convicted or adjudicated, but this presumed probation might not always be the case. The language, I think, needs to be more specific in this bill if it was intended to address victims of domestic violence.

"Lastly, this bill, as the judiciary testified, will test its limited resources.

"Thank you."

The motion was put by the Chair and carried, S.B. No. 723, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROBATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 28:

Senator Nakata moved that S.B. No. 28, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure.

"This extends the mandatory employer notification of a closing, partial closing, or relocation of a business if it has 50 or more employees from the current 45 days to 90 days. The interesting thing about this measure is the State Department of Labor testified against it and said it was not only not necessary, but it would be harmful to businesses. I feel that that argument is a compelling one as well. There's no justification for requiring this.

"When a business must give this notice three months or more in advance, including relocation, what it does is it provides concerns among employees, among customers, and among vendors. And it may disturb the already tenuous business.

"Thank you."

Senator Sakamoto rose to speak in opposition to the measure and stated:

"Mr. President, I also rise in opposition.

"Similar to the remarks from the Senator from Hawaii Kai, this extended period is unreasonable because most businesses relocate or close for financial reasons. It will place undue financial hardship on employers who have to stay open for an additional 45 days if that's how they choose to come under the terms of the law. Such notification may be unfeasible for employers who close due to unforeseen circumstances and wouldn't allow them to give their employees the 90-day notice.

"In other instances, a business may take a period of several years to close and this proposed 90-day notification may cause employees to prematurely seek other employment, which would have a dire effect on those employees remaining, as well as the business itself.

"So, Mr. President, I think there are already provisions in the current law 45 days, and adding more to that will not help businesses, in fact it will not help the employees themselves, and if they indeed stay the 90 days, it will add more turmoil in their lives as well, Mr. President."

Senator Chun rose to speak in favor of the measure as follows:

"Mr. President, I stand in favor of this bill.

"Mr. President, this bill intends to increase the closing notification period from 45 to 90 days. Yes it is true that the Department of Labor did testify against it, but the people, they are missing the point of this. They are looking at the forest and not looking at the trees.

"The intent of this bill and the intent really of the entire dislocated workers provision is to get the workers back working as soon as they can. In order for us to do that, the State needs to step in and have as much information as they can.

"Case in point is the AmFac closure which just happened recently. The AmFac basically had 400 workers that were displaced by the closing of that plant. Those 400 workers all go on unemployment insurance benefits. They all will get paid from the State. They all will get their benefits. However, they will continue to get benefits until they find work.

"What has the Department of Labor done to assist those people in getting work? I attended one of the early meetings that the Department of Labor had with the AmFac workers to find out what was being offered to assist them either in finding new jobs or getting retrained. At that first meeting, the Department said we don't have anything. When I asked the Department, Do you have any lists of jobs opening that they can go to right now so that they won't be able to miss a paycheck so they can meet their bills? The answer was no. When I asked them if they knew exactly what kind of training they can offer through their ETF fund to assist these workers to be trained so they can get new work without missing a paycheck, the answer was, we don't know what kind of training is out there because we don't know what kind of jobs are out there.

"Mr. President, that kind of rapid response is not the kind of rapid response that I would anticipate from our Department of Labor that I anticipated from a department that said we don't need this tool. Mr. President, what has happened in Kauai and which I think will happen again and again as we see more of these closures is that the private sector, bless their heart, has stepped in.

"Just today I got a newsletter from the Contractor's Association of Kauai and they noted that there was a problem with 400 workers that could not find jobs, that didn't have any assistance from the Department of Labor, that didn't have any training from the Department of Labor. And they stepped in and they formed their own training program within a 90-day period. That's how long it took them. It took them from the end of 2000 to February of 2001. They came up with their own program. And what they've done is they did training programs to assist people to get retrained to work in different fields. And now they're having basically five classes with approximately a maximum of 15 employees each. So they're basically training 75 workers right now to get new jobs. All of this was done by the private sector in conjunction with the community colleges.

"That's the kind of response we need. But that took time. It took time, at least 90 days to get that done. Once these people are employed after that kind of training, they get off unemployment, which means it saves everybody money. That's what we're trying to look at. And that's what the intent of this bill is – to give the government some time to come up with training programs, time to find out what jobs are out there, time to figure out exactly what is needed to get people back to work.

"Now if our Department of Labor can't do that, then yes, I think our private sector should step in. I'm really thankful for the Contractor's Association of Kauai to do that. But I think this bill is necessary because we all know that doing these things for so many people who are leaving work we need all the time we can get. And I think by doing this, by getting them back to work, we will save ourselves money from the unemployment benefits that we don't have to pay.

"Thank you, Mr. President."

Senator Sakamoto rose again to speak in opposition to the measure and stated:

"Mr. President, I don't know what forest or what trees the Senator from South Kauai is talking about. If we cut down enough trees, maybe we'll see the forest. Is that it?

"Mr. President, Karen Takeda and the Contractor's Association of Kauai . . . very good. Private businesses doing what they can do, not government. It's been no secret, for years we have known about the demise of sugar. How much more warning do people need? It's no secret when plantations close.

"This bill talks about 50 employees. That's small companies. In fact, companies that are contractors on Kauai may relocate, and what does that mean? They need to say 90 days? In fact, some jobs don't even last 90 days.

"Mr. President, I would like clarification on what forest and what trees I don't see. The unemployment compensation? That's not paid for by government. The employers and the workers put money in based on the employees they have, and the ETF money goes in there too based on a surcharge to that. That's money from employers and employees.

"The Department of Labor should do their job, but it's not their job to hire anybody. If we want people who are dislocated

to have job opportunities, we need to allow businesses to survive and indeed thrive in this State, and let's go in that direction."

The motion was put by the Chair and carried, S.B. No. 28, entitled: "A BILL FOR AN ACT RELATING TO DISLOCATED WORKERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 8 (Chumbley, Hemmings, Hogue, Ige, Ihara, Matsunaga, Sakamoto, Slom).

Stand. Com. Rep. No. 819 (S.B. No. 331, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 819 be adopted and S.B. No. 331, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hogue rose to speak in favor of the measure with reservations as follows:

"Mr. President, I apologize for rising here. I realize the hour is late, however, I just wanted to pass along this little story here about this particular bill. I'm rising in favor of the bill with reservations.

"There was a big problem in the testimony in this particular situation in the way that the DCCA talked with the tenants. I think that people should just be aware of that and that we should talk about communication because there is a tremendous lack of communication.

"What essentially this bill does is it speeds up the judicial process from 18 months to as little as 4-6 months, but it does not help the residents really learn a little bit more about responsibility. There was one story reported about a family that was evicted because they squandered the rent money because they spent it on a baby luau. Obviously, the DCCA could do a little bit more helping the people that need it most, rather than being expedient.

"Thank you very much."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 819 was adopted and S.B. No. 331, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Ihara).

Stand. Com. Rep. No. 826 (S.B. No. 981, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 826 be adopted and S.B. No. 981, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senators Kim and Sakamoto requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 826 was adopted and S.B. No. 981, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ihara).

S.B. No. 759, S.D. 1:

Senator Kanno moved that S.B. No. 759, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

“This bill repeals the current joint tortfeasor law. It does not provide any joint tort reform, as many of us have been advocating for years, and it does not do anything to lower the cost of the litigious society which we’ve developed here, nor does it do anything to separate out the individual responsibilities within lawsuits.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 759, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TORT ACTIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Ihara).

S.B. No. 1529:

Senator Kanno moved that S.B. No. 1529, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose in support of the measure with reservations and stated:

“Mr. President, I support this legislation with reservations.

“My reservations have to do with the requirement that a family or household member who knows or has reason to believe that an adult who is unable to obtain medical treatment or due care must provide that information promptly. There are too many vagaries in the bill, and I don’t like the mandatory requirement. I think what it may do is have the opposite effect and have people not get involved as they should.

“Thank you.”

Senators Hogue, Ige and Fukunaga then requested their votes be cast “aye, with reservations,” and the Chair so ordered

The motion was put by the Chair and carried, S.B. No. 1529, entitled: “A BILL FOR AN ACT RELATING TO DEPENDENT ADULTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1607, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1607, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BURGLARY IN THE FIRST DEGREE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 653, S.D. 1:

Senator Menor moved that S.B. No. 653, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Hogue rose in support of the measure with reservations and stated:

“Mr. President, I rise to speak in favor of this bill with reservations.

“This measure is another one of those cases where we as Legislators end up having to play something that we really don’t like to play, and that is referee . . . this time in a dispute between the major oil companies and some of their dealers.

“What this bill does is partially repeal the so-called divorce law which was set up a few sessions ago to protect against the oil companies owning their own dealerships. It sounded like a good idea, but because times are tough in the service station business, several dealers would like that law repealed. Others who are adamantly against the oil companies do not.

“The Committee has recognized this dilemma by accurately putting a defective date on this particular measure, but I say we really need to fish or cut bait, really, before the end of the Session. Let’s either repeal the divorce law right now or do nothing. Let’s not go halfway.

“Thank you.”

Senators Slom, English, Hemmings, Hanabusa, Taniguchi and Matsuura then requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 653, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GASOLINE DEALERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1067, S.D. 1:

Senator Menor moved that S.B. No. 1067, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senators Slom, Hogue and Hemmings requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1067, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LIMITING HURRICANE PROPERTY INSURANCE RISK,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 4:32 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:40 o’clock p.m.

Stand. Com. Rep. No. 837 (S.B. No. 593, S.D. 2):

By unanimous consent, Stand. Com. Rep. No. 837 and S.B. No. 593, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY,” were recommitted to the Committee on Commerce, Consumer Protection and Housing.

Stand. Com. Rep. No. 838 (S.B. No. 900, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 838 was adopted and S.B. No. 900, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE APPLICATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 839 (S.B. No. 1038, S.D. 2):

Senator Kawamoto moved that Stand. Com. Rep. No. 839 be adopted and S.B. No. 1038, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senator English requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 839 was adopted and S.B. No. 1038, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 239, S.D. 1:

Senator Kawamoto moved that S.B. No. 239, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kanno.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"While I have no concerns over the re-definition of the Chinese New Year and support that portion of the bill, I think that subsequent sections of the bill contain simply excessive penalties. Making it a class C felony and increasing the fines up to \$5,000 and a two-year term of imprisonment go far, far, too far, Mr. President, in the way of penalties.

"For that reason, I vote 'no.' Thank you."

Senator Kim requested her vote be cast "aye, with reservations," and the Chair so ordered.

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, last year we had a good bill. We passed it out. We did the thing that we said it was going to do – cut down 30 or 40 percent of the smoke and fireworks. But we had one glitch with somebody out there. There may have been a lot of people out there but we caught one guy – a guy who had 180 pounds worth of illegal fireworks and was selling it. After that, we caught him and I asked the prosecutor's office, What can we expect from penalties on this individual? Who is being charged with a class C felon? Mr. President, the prosecutor said, 'without any priors, he may get a \$2,000 fine.'

"Mr. President, these guys are making \$75,000 to \$100,000 in three months. A \$2,000 fine is not a deterrent. He's going to go out and say 'that's the cost of business' to his friends, and we're going to have multiples of these people out in the community selling these illegal fireworks and being the thorn

on our backs as far as fireworks are concerned. We need to set an example.

"I went over to the prosecutor's office and said What can we do? He said you can amend the bill, charge them with a class C felon with a minimum sentence. And that's the minimum sentence. My colleagues, two years in jail, \$5,000, is not even a dent. If those fireworks had gone off in Pearl City, we would have lost three houses and probably killed about five people if all the aerals went off. That, we're saying, equates to two years in jail. So that's not a small sentence, as indicated. This is a sentence to tell people out there don't – DON'T DO ILLEGAL FIREWORKS. Don't do or sell things that can kill people.

"Thank you very much. I urge my colleagues to vote 'aye' on this bill."

Senator Chumbley rose again to respond as follows:

"Mr. President, I don't want to turn this into an explosive issue, however, I think I do want to draw the attention of my colleagues to the language on page 5 of the bill. As written last year and as adopted into law, the specific individual that the good Senator from Waipahu was speaking about, who had imported 180 pounds of aerals as he described, was therefore subject to a class C felony. If we have a problem with the prosecutor's office, which is not properly charging those individuals who under the law should have been charged with a higher crime, then it's a prosecutorial problem, it's not a statute problem.

"With this amendment, the individual who has one single aerial – no matter where they got that aerial from – then becomes guilty of a class C felony. That is just too extreme and goes way too far.

"Thank you."

Senator Kawamoto rose and said:

"Mr. President, again a rebuttal.

"A class C felon – maximum 5 years in jail, \$10,000 fine . . . it was not the prosecutor's fault. It was when he brought the charges up, the courts decided, because he didn't have a prior, that he's going to get just a fine of \$2,000 – a slap on the hand. That's the problem. And the problem comes when this individual goes out to his friends and says, 'hey, I don't have a prior, you don't have a prior, go out, make \$100,000 and you may get a \$2,000 fine. No problem. I'll do that.' And it's not the guy with only one aerial that's going to do that. It's these guys that have 200 and 300 pounds of aerals selling big bucks.

"The year before, there was an estimated \$15 million going across the table in three months. Mr. President, this is a serious thing. Lives have been lost. We need to curtail this kind of activity.

"Thank you."

Senator Ige rose and said:

"Mr. President, I'd just like to note my reservations on this measure."

The Chair so ordered.

Senator Ihara then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 239, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Chumbley).

S.B. No. 500:

Senator Kawamoto moved that S.B. No. 500, having been read throughout, pass Third Reading, seconded by Senator Chun.

Senator English rose to speak in support of the measure as follows:

"Mr. President, I rise in support of this bill.

"Mr. President, I'm so pleased with this bill, that we have gone back and taken the original name of a place – Kawaihapai – and returned the name to this airfield. Kawaihapai means the lifting waters, or the uplifting waters. Mr. President, for many of us, we've known this area as Dillingham Airfield, but now we are respecting the first peoples of these islands by going back to its original name, Kawaihapai, and calling this place Kawaihapai Airfield. This is what we should be doing throughout the islands – recognizing the original names of places – because the names embody the spirit of that particular place.

"So, Mr. President, I support this measure wholeheartedly and thank the introducer for doing so. Thank you."

Senator Hemmings rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of this bill with reservations.

"Mr. President, Dillingham Airfield pays tribute to a historic figure in Hawaiian history. And it also is a historic site in that it's the only airfield in Hawaii that got an airplane off the ground in the December 7th attack on Pearl Harbor.

"I believe in many cases we can restore Hawaiian names to Hawaiian places. Probably the best example would be a very famous surfing spot called Palumalu, which has a wonderful, wonderful legend to it. It's a surfing spot that's world-renowned. Unfortunately, its name is now called Sunset Beach. I wonder if renaming Dillingham Airfield has more to do with political correctness rather than necessity, in changing the name. There are many other sites that have names like Sunset Beach where we could restore the Hawaiian name. I'm wondering if we should be attacking the names of places randomly, item by item with legislation at the State level.

"Thank you, Mr. President."

Senator Slom then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 500, entitled: "A BILL FOR AN ACT RELATING TO DILLINGHAM AIRFIELD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 995, S.D. 1:

Senator Kawamoto moved that S.B. No. 995, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kim.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure.

"This is yet another measure that attempts to deal with immunity from liability in a very, very curious way. It allows for the State to have no responsibility at all for those vehicles traveling upon a highway that are exercising reasonable caution and care, and it creates direct individual obligations for those who fail to be reasonable when they drive by falling asleep at the wheel or being intoxicated.

"This is very problematic as drafted, Mr. President, and is going to result in extensive litigation. It's just not a well-crafted measure that's going to need a lot of work. If we do want to provide immunity for the State and limit the situations like this, then I would say that this is not the approach.

"Thank you."

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, I rise in favor of this bill.

"Mr. President, this bill seeks to protect the State and the Counties and also, as amended, the public utilities from liability in cases involving highway accidents in which the driver at fault for the accident was speeding and under the influence of alcohol and drugs. Clearly, the State and County should not be found at fault for the accident when hundreds, thousands, or even millions of drivers a year drive over the same roadway safely and exercising reasonable care. The State, Counties, and the utility people should not be liable when a driver loses control, was speeding and intoxicated.

"Long ago, a former Senator from Hilo, the late Senator Dick Matsuura, he always told me 'Kawamoto, you've got to pass common sense bills.' Well, this is one for you, Dick, because this is a common sense bill. Thank you."

Senator Slom rose to speak in support of the measure as follows:

"Mr. President, I rise in support of this measure.

"I have been swayed by the common sense rhetoric of the gentleman from God's country. And who could vote against a bill, other than the Senator from Maui, that finally has truth in labeling? It is called litigation highways. It is the lawyer's panacea, so I support it wholeheartedly, Mr. President.

"Thank you."

Senator Kanno then requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Chun rose in support of the measure with reservations and stated:

"Mr. President, I stand in support of this bill with reservations.

"Mr. President, I believe the intent of the bill is well-meaning. I think we do need to take care of the situations where people drive recklessly on our roads where they're

driving under the influence or exceeding the speed limit. Our roads were never designed to handle safe traffic at any old speed. It was never designed to safely keep individuals who are drunk on the road without hurting themselves, and the law needs to recognize that.

"However, I do understand the concerns raised by the honorable Senator from Maui. I believe it goes a little bit beyond what could be done to solve this problem, but I believe as this bill progresses, if it does progress in the House, we could probably talk about a little bit more narrow ways of limiting liability on the part of the State and the Counties.

"Thank you, Mr. President."

Senators Menor, Ige, Ihara, Fukunaga, Tam, Hanabusa, Matsunaga, English and Taniguchi then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 995, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LITIGATION HIGHWAYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Chumbley).

S.B. No. 1094, S.D. 1:

Senator Kawamoto moved that S.B. No. 1094, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kanno.

Senators Taniguchi, Kim, Ige and Menor requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1094, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Chumbley).

S.B. No. 1201, S.D. 1:

Senator Kawamoto moved that S.B. No. 1201, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senators Kanno, Ihara, Menor, Hogue and Slom requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1201, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Chumbley).

Stand. Com. Rep. No. 854 (S.B. No. 1531, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 854 be adopted and S.B. No. 1531, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Buen rose to speak in favor of the measure and said:

"Mr. President, I speak in favor of this bill.

"This year, Mr. President, your Committee on Agriculture toured the State and heard from farmers and ranchers about the many agriculture lease problems that they are currently experiencing in the administering of agriculture lease negotiations by the Department of Land and Natural Resources, Land Management Division. Your Committee on Agriculture had extensive discussions with farmers, the Department of Land and Natural Resources, and the Department of Agriculture in the hearing on public lands and the administering of agriculture leases on public lands.

"This bill was amended to leave the public lands with the Department of Land and Natural Resources and the administering or the disposition of agriculture leases with the Department of Agriculture. Both departments and the farmers are agreeable with the amendments.

"Thank you, Mr. President. I ask my colleagues to vote in favor of this bill."

Senators Chumbley, Hemmings, Ige, English and Ihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 854 was adopted and S.B. No. 1531, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 856 (S.B. No. 1070, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 856 be adopted and S.B. No. 1070, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Tam rose for a conflict ruling as follows:

"Mr. President, I have a conflict of interest. I have a life insurance license."

The Chair ruled that Senator Tam was not in conflict.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 856 was adopted and S.B. No. 1070, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 857 (S.B. No. 1072, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 857 be adopted and S.B. No. 1072, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak with reservations on the measure and said:

"Mr. President, I rise to speak in favor of this particular Hawaii Hurricane Relief Fund bill with reservations.

"I probably don't have to tell this esteemed body that the Hawaii Hurricane Relief Fund is a very volatile measure. I

know that I've heard volumes from my constituents, and I'm sure that many of you have as well. Most of them really don't give a hoot about mortgage fees which have been accumulative of up to \$52 million in this fund for the past several years, or assessments which have been accumulated to the amount of about \$178 million, or insurance premiums which have accumulated to the amount of about \$315 million, or re-insurance payments which have accumulated to the amount of about \$359 million that the State has had to pay back.

"My constituents don't care about that. I know I've tried to tell them about it. They don't care. They just want their money back.

"Essentially, this bill only has to do with a part of that. It purports to suspend the collection of special mortgage recording fees by the Bureau of Conveyances. For that, it sounds like a no-brainer. However, those fees could be resurrected in a short time. A testifier for the Board of Realtors said it best when they opposed this measure, I'm quoting from the Committee, 'either the fund is open or it's closed.'

"My recommendation would be to stop the collection of mortgage recording fees immediately and refund the previously collected mortgage fees through at least a tax credit to those involved. It's fair, it's equitable, and it makes sense. Let's do what's right.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 857 was adopted and S.B. No. 1072, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 859 (S.B. No. 1169, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 859 be adopted and S.B. No. 1169, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 859 was adopted and S.B. No. 1169, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 862 (S.B. No. 1207, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 862 was adopted and S.B. No. 1207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 863 (S.B. No. 1292, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 863 was adopted and S.B. No. 1292, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 865 (S.B. No. 244, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 865 be adopted and S.B. No. 244, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak against the measure as follows:

"Mr. President, I rise to speak against S.B. No. 244, which extends long-term care benefits to children, siblings, sibling's spouses, and probably anybody that was related at one time or another to a sibling or a spouse. Obviously the list goes on and on.

"This is a well-intended bill, but obviously could drive up the costs. I think there are unintended consequences. I urge my colleagues to vote 'no.'

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 865 was adopted and S.B. No. 244, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE BENEFITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom)

Stand. Com. Rep. No. 866 (S.B. No. 493, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 866 be adopted and S.B. No. 493, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak with reservations on the measure and said:

"Mr. President, I rise to speak with reservations.

"This particular measure is in regards to the Hawaii three R's which sounds very admirable, but really the big concern here is whether or not we've actually added a layer to the bureaucracy. This is well intended but I believe that there is a better measure down the road - S.B. No. 1577, S.D. 2, does this in a much better manner and I think that we do not need to add this new layer of bureaucracy.

"Thank you very much."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 866 was adopted and S.B. No. 493, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 867 (S.B. No. 716, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 867 be adopted and S.B. No. 716, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senators Hemmings and Matsunaga requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 867 was adopted and S.B. No. 716, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 870 (S.B. No. 1182, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 870 be adopted and S.B. No. 1182, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"Last year there was only one bill in the Senate that garnered a 13 to 12 vote. It was the bill to allow the use of medical marijuana in very controlled and limited circumstances. What this bill would do, basically, is to eliminate many of the provisions of this bill, which just became an act. It just became effective less than three months ago.

"I think it raises a number of privacy concerns, also constitutional issues, and has additional identification and cost items involved in it. I think what we should do is allow the existing bill, the existing act that we passed to go into effect to see if there are any problems that need changing. Right now, we haven't seen any and we don't need this bill.

"Thank you."

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"The previous speaker had correctly identified that the law this bill proposes to amend has not in fact been in full effect and enforced for that long of a time. In fact, on December 29, 2000, the administrative rules under which this statute would operate were adopted. Therefore, as indicated, it's not been much more than 2½ months at this point.

"I think what I find most offensive about this bill is that it requires the Department of Public Safety to turn over to the police chiefs the registry list of those individuals who under the authorization of their doctor have received access to medical marijuana. Where is the medical privacy for those patients who need this drug in order to be able to help relieve some of their symptoms? That's an issue of privacy between the doctor and the patient. It's not for the police chiefs to know about.

"There's little obligation in this bill other than the statement that 'it shall be kept confidential by the respective police departments, except for verification purposes.' Well who gets to verify it? This is private medical information. You have a right to privacy. This just goes way too far.

"The other aspect of the bill that I find disturbing is that it now attempts to narrow those particular debilitating diseases

under which the patient could receive the medical marijuana, from whatever means they get it or if they're going to grow it with their caretakers or however the process is of obtaining it. It seems far, far too intrusive of changes to something that's only been in place for a little while.

"I think that this is a complete reversal in an attempt to undermine something that was put into place in good faith, and this is a bad faith effort. Thank you."

Senator English rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"Instead of going on a long speech, I'm just going to say my comments are the same as those of the Senator from Hawaii Kai and the Senator from Maui."

Senator Sakamoto rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in support.

"I'm not the maker of this bill, however, I stood where the Senator from East Maui was standing last year and clearly showed this body how the measure that was the House measure was full of holes last year. If this measure can fix some of the measure's holes from last year, it's a good measure. At least it's better than it was.

"Mr. President, this body did not do a good job on the measure last year. I think admittedly from the proponents of the measure last year, it was a 13-12 vote and there was fear that the measure would not pass. But if this keeps the ability for those bona fide people to get medical marijuana, that's what the measure still does but it does close up some of the holes that existed in last year's measure, Mr. President."

Senator Nakata rose and said:

"Mr. President, I'll be voting with reservations."

The Chair so ordered.

Senators Hogue, Hemmings, Kim, Hanabusa and Buen requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 870 was adopted and S.B. No. 1182, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 8 (Chumbley, Chun Oakland, English, Fukunaga, Ige, Ihara, Matsunaga, Slom).

Stand. Com. Rep. No. 872 (S.B. No. 1177, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 872 be adopted and S.B. No. 1177, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"Briefly, this is just the opposite of what we should be doing in this State. This makes medical care not a product of the private sector but rather a product of the public employees.

"What it does for the corrections system is eliminates flexibility in choice in the marketplace of medical care and ties us to one employee who may or may not be doing a good job. This preempts the flexibility to get the job done with choice in the medical service industry.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 872 was adopted and S.B. No. 1177, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Sлом).

Stand. Com. Rep. No. 874 (S.B. No. 18, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 874 be adopted and S.B. No. 18, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Sлом rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure.

"As I've said previously and said in Committee, I certainly will entertain supporting the arbitration award for these public employees, but at some point we have to set a priority, and my priority has been, and even talking to my constituents, teachers. We talk about averting a teacher's strike. We talk about averting a university professor's strike. If we say that education is second-to-none, if we say that our teachers are so important, then they have to be number one in line and we have to take care of the teachers and educational officers first. That's what I intend to do. I will vote there first and if there is any money left over without raising our taxes or cutting our tax benefits, then I will support this bill as well. Until now, I trust my opposition to it.

"Thank you."

Senator Hemmings rose to speak in favor of the measure with reservations and said:

"Mr. President, I rise to speak in favor of the bill with very strong reservations.

"As previously noted in discussions on this Floor of the Senate, Mr. President, in the short years, the end of the '80s, we added over 20,000 public employees to the workforce. I might offer the suggestion that the public employees are suffering in the bad Hawaiian economy like the rest of us, and certainly they're as concerned about their children's education as we are.

"It might be important to note that most of the leaders in government send their children to private schools while urging the taxpayers that can't afford private schools to support public schools. It seems like a rather hypocritical position to take.

"I agree with the previous speaker from Hawaii Kai that the teachers should be at the front of the line for salary increases, but I'd also like to suggest to the union public employees that you might have to start making hard decisions for yourself. Do we want more public employees getting less or do we want less

public employees getting more? I think we've reached the point where they better start making those decisions for themselves.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 874 was adopted and S.B. No. 18, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Sлом).

Stand. Com. Rep. No. 875 (S.B. No. 446, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 875 be adopted and S.B. No. 446, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Sлом rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"This is another one of those bills that has some good parts and bad parts, but the bad parts exceed the good parts. It would exclude student workers employed during part of the calendar year from receiving unemployment compensation benefits, and it makes that clear. But it also extends unemployment compensation benefits to dislocated employees of AmFac Sugar on Kauai, which is not part of the law. It also appropriates an amount from the general revenues and we don't know what the amount is; it's a blank amount. And to really put the topper on it, it establishes a temporary special fund in which to put these blank general funds into.

"I oppose it. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 875 was adopted and S.B. No. 446, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Sлом). Excused, 1 (Menor).

Stand. Com. Rep. No. 877 (S.B. No. 523, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 877 was adopted and S.B. No. 523, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPOINTED PUBLIC OFFICIALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 878 (S.B. No. 588, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 878 be adopted and S.B. No. 588, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senators Hanabusa, Kanno, Kim, Inouye, Kawamoto and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 878 was adopted and S.B. No. 588, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 880 (S.B. No. 1044, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 880 be adopted and S.B. No. 1044, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Kanno requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 880 was adopted and S.B. No. 1044, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 881 (S.B. No. 1045):

Senator Taniguchi moved that Stand. Com. Rep. No. 881 be adopted and S.B. No. 1045, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak with reservations on the measure and said:

"Mr. President, I'm not sure about this bill because . . . I'm going to vote with reservations.

"It's unclear to me. The monies were for health fund premiums, but they were given to the Hawaii Convention Center Fund by the Governor. I think this is a problem that we face in terms of intermingling of both funds and also functions. So I will give it the benefit of the doubt until we can clear it up, but it definitely needs reservations now.

"Thank you."

Senators Hogue and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 881 was adopted and S.B. No. 1045, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 883 (S.B. No. 1052):

Senator Taniguchi moved that Stand. Com. Rep. No. 883 be adopted and S.B. No. 1052, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 883 was adopted and S.B. No. 1052, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES'

RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 886 (S.B. No. 336, S.D. 3):

Senator Taniguchi moved that Stand. Com. Rep. No. 886 be adopted and S.B. No. 336, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Kim rose to speak in favor of the measure as follows:

"Mr. President, I rise to speak in favor of S.B. No. 336, S.D. 3.

"Mr. President, this bill puts a sunset date of June 2003 on the Hawaii Tourism Authority and requires a financial audit. Your Committee spent a lot of time reviewing HTA's operation for the past two years, and I thank my Committee members for their participation.

"At the time the Legislature created the Hawaii Tourism Authority in 1998, many in the visitor industry wanted the agency to concentrate solely on tourism marketing and promotion. Instead, the Legislature gave it a very broad mandate to plan for, and oversee, the State's support for tourism. Its \$61 million budget comes from the transient accommodation tax special fund.

"Since its inception, the HTA has done a commendable job of launching many tourism marketing and promotional activities, as tourism executives had originally intended. However, in the process, the HTA has grossly neglected its many other obligations and has not lived up to the rest of its legislative mandate.

"Let's take the tourism strategic plan, entitled *Ke Kumu*, which provides the overall direction for the State's tourism efforts. The HTA did a fine job of soliciting community input for the plan, but has not followed through on that initial effort. The version we continue to receive is dated June 1999, and stamped 'Draft: For Discussion Purposes Only.' Public input gathered from statewide public hearings in mid-1999 has never been incorporated into the plan. And the HTA's commitment that the plan would be updated by early 2000 remains unfulfilled.

"Other problems that were uncovered during our lengthy hearings go to the very core of oversight and accountability. For example, HTA contracts the Hawaii Visitors and Convention Bureau to conduct the State's marketing and promotion. This translates into \$45 million, or 75 percent, of HTA's annual budget devoted to the HVCB. Yet, HTA has never conducted a comprehensive yearly evaluation of the HVCB's performance and effectiveness.

"In the same vein, the HTA also has not evaluated the performance of its \$182,000 a year executive director. What is troubling is that a few of the HTA board members have tried to institute an evaluation, but I am told that other board members have blocked it. Meanwhile, the director himself, Mr. Fishman could not tell us whether he has done yearly evaluations of his 20-member staff.

"Your Committee remains concerned about the large bureaucratic staff and a \$1.8 million administration budget because 90 percent of HTA's budget is contracted out. In addition to the HVCB contract, there are the NFL and PGA

contracts, numerous events contracts, and a contract for Team Unlimited, which, simply put, is for the hiring of a consultant to manage HTA's sports contracts. What I want to know is why we need a contract to manage the contracts when the job should be done by the staff?

"It further boggles my mind that Team Unlimited's contract last year was for \$495,000. This year, it has nearly doubled to \$750,000, with two-year options reaching \$825,000 in the third year. When I compared last year and this year's contracts, I could not find the justification for these huge increases. We further learned in the Committee that while Team's contract nearly doubled, responsibilities for contract payments and for festivals were removed and placed under the HTA staff, who, in my opinion, should be managing the contracts in the first place.

"So, in essence, HTA has cleverly increased its legislatively capped administrative budget to \$2.6 million by contracting out the oversight and management of the sports contracts. Given this fact, we asked Director Fishman to justify how an organization that contracts out 90 percent of its budget could justify such steep administrative expenses of \$2.6 million. Colleagues, I think we're in the wrong business!

"Your Committee also called into question, Mr. President, certain practices of HTA board members and potential conflict-of-interest issues. We must challenge the Authority members to judge their actions against the same ethics laws and standards governing other public officials, and to scrutinize the operations of the HTA with the same zeal as they do their own businesses.

"While I believe that the tourism industry members should be commended for their voluntary service to the people of Hawaii, they do so not without any self-interest. After all, their tourism-related businesses have much to gain from their involvement and decisions. And these top CEOs are still paid their high salaries when they attend to HTA business.

"I know that some of my colleagues believe we should resist changes to the HTA because this body created it in 1998. Let me say that laws or mandates approved by the Legislature should not be immune from evaluation and reassessment. As we have seen in the past, laws, agencies, and public programs are not sacred cows and it does not mean that they have carte blanche to operate as they so choose.

"I believe we should be supportive of the visitor industry. But that doesn't mean we have to be rubber stamps. As elected representatives of the people, we must ensure that tax revenues are well spent, that public programs are fulfilling their responsibilities. When something is amiss, it is our right and duty to respond.

"We must never be hesitant to demand accountability from the agencies we have created to serve the people of Hawaii. Our duties shouldn't be confined to convening for a few months a year to rush through thousands of bills. We must exercise the legislative oversight expected of us. We must and should make it a priority to review past mandates and legislation regularly to ensure that these laws achieve what was intended. We must keep all government agencies' feet to the fire.

"This bill will demonstrate our concern for our number-one industry – tourism – and send a message that we take our legislative responsibilities and the public trust seriously.

"Mr. President, as your Tourism and Intergovernmental Chairman, I will continue to exercise oversight and demand accountability from the Hawaii Tourism Authority. I hope with this kind of scrutiny over the next two years, we will not have to sunset the organization when the time comes.

"I urge my colleagues to vote 'aye.' Thank you."

Senator Buen rose to speak in favor of the bill and said:

"Mr. President, I stand in favor of this bill.

"In the many, many hours of hearings and informational meetings with the Hawaii Tourism Authority, I have great concern that many of the questions on financial spending could not be answered by the Executive Director. Many of the answers were skirted and verbal responses did not match the report provided to us.

"I applaud the volunteers on the Board who gave up their time to sincerely want to serve the public, but we do have an obligation to the public. It is the public's money and therefore I support the financial audit. We have an obligation to the public.

"I also applaud the Chair of the Tourism and Intergovernmental Affairs Committee for having the courage to hold the public's money accountable. I ask you to vote in favor of this bill. Thank you."

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"My opposition is not about accountability and my opposition is not about skirting our obligation to the public. My opposition to this measure is the fact that the Chair of the TIA Committee said we wanted to send a message. Well, let's work with the problems. Let's get them resolved. But to put into place a bill that would repeal the Hawaii Tourism Authority – the agency that's responsible for the billions of dollars that come into our State – is just too much of a risk.

"If we have problems, let's work on these specific problems of accountability, but let's not just repeal the whole Hawaii Tourism Authority. I think that just goes way too far in trying to send a message.

"Thank you."

Senator Slom rose to speak in support of the measure as follows:

"Mr. President, I rise in full support of the bill.

"I just wanted to let you know that this was a bipartisan effort. It was not a question of sending a message; it was a question of getting answers. We were told by the HTA which, as we've said, everybody appreciates . . . we appreciate their volunteer efforts and everything else, we appreciate the impact to the industry, but at the same time, we do have a responsibility. And as they said to us, they sent us tons of information and tons of material, it's true. They just didn't send us the answers to the questions that we asked.

"To answer the question that the Co-Majority Leader asked just a few short five hours ago, What is it that Legislators can do? This is what Legislators can do. I don't think it was courage on the part of the Chair of the TIA Committee; I think that she understands what her responsibility is. And I wish that more of my colleagues and more Committee Chairs would do exactly the same thing, and that is to scrutinize numbers that are presented to us, to ask obvious questions, and to get answers, require answers.

"I know the first time we had several hearings on this. And the first time, everybody from the HTA was in a very jocular mood, but they didn't have the answers and they thought it was funny that anybody would persist in asking these questions. So that was the real contribution that the TIA Chair made.

"We have to be responsible for the things that we put our names on. And we have to be responsible so that when something happens years later, we can say we know why that happened, we got the answers, or we got explanations for it.

"Finally, I think it's really important that several of the members came before the TIA Committee and said, 'We've been in many government positions before and nobody's ever asked us questions like these. Nobody's ever asked for an evaluation. Nobody's ever asked what the board of directors really thinks or what their autonomy is.' Well, it's about time that we ask more of these questions.

"So I think this is a good start, but I'd like to see it in all the Committees and among all my colleagues. Thank you."

Senators English, Matsunaga and Menor requested their vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 886 was adopted and S.B. No. 336, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 7 (Chumbley, Chun Oakland, Fukunaga, Ige, Ihara, Inouye, Kawamoto).

Stand. Com. Rep. No. 887 (S.B. No. 1606, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 887 be adopted and S.B. No. 1606, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure. I'll make it very brief.

"I want to refer to this as the 'bounty bill, bounty bill,' members, because it sets out a \$100 bounty for the police departments that make any arrests. On page 6 of the bill, line 18, you don't even have to be convicted, just a simple \$100 for the arrest. The Counties get the money, but the State still continues to pay for all of the legal processing under the court system.

"This isn't the right way to solve the problem of drunk drivers. Thank you."

Senator English rose to speak against the measure as follows:

"Mr. President, I rise in opposition to this bill.

"You know, if you combine the effects of this bill with the effects of S.B. Nos. 1599, 1514, and 1600, we basically set out a policy of police powers beyond what any of us ever imagined. To boot, with this bill we say that we've got to pay them for exercising these powers over us.

"It is a bounty bill, Mr. President. It's a bill that encourages . . . I support that part. It encourages cops and police to be diligent and very observant and to go after these drunk drivers.

But everything else that the other bills do on top of this just makes it very distasteful to me. I'm very fearful for the rights of citizens, for due process, for, frankly, the protections of our constitution. And for these reasons, Mr. President, I will be voting 'no' on this measure."

Senators Slom, Ihara, Ige and Matsunaga requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 887 was adopted and S.B. No. 1606, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Chumbley, English, Fukunaga).

Stand. Com. Rep. No. 888 (S.B. No. 1030, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 888 be adopted and S.B. No. 1030, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Tam rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of S.B. No. 1030, S.D. 2, Relating to the Hawaii Community Development Authority.

"This bill authorizes special facility revenue bonds to develop an Ocean Science Center in my Senatorial District, Kakaako. As this bill moves through this Legislative Session, we need to make sure the Hawaii Community Development Authority schedules public hearings which are open to the general public's ideas of how they envision the economic development of Kakaako – as 'A Gathering Place' for Hawaii's grassroots community. In fact, the Ocean Science Center would compliment the 'Multi-Culture Village,' cultural architecture, and cultural activities. Many people have also expressed to me that Kakaako should be a homogenous community for social activities for the youth and elderly.

"Thank you."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"I would call this a 'pork' bill but I guess it's more reasonably a 'sashimi' bill since it has to do with the Governor's fish tank.

"I think we have several problems here, not the least of which is whether or not we need and can afford this particular object. The bill contains an accountability problem because the authority, with the approval of the Governor, may enter into a special facility lease or an amendment or supplement thereto, without regard to the procurement code. And similarly, agreements to acquire, construct, remodel, furnish, or equip the special facility are not subject to the procurement code.

"This goes outside of what we've been trying to do, so I'm in opposition. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 888 was adopted and S.B. No. 1030, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having

been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Slom). Excused, 1 (Ige).

Stand. Com. Rep. No. 891 (S.B. No. 1236):

Senator Taniguchi moved that Stand. Com. Rep. No. 891 be adopted and S.B. No. 1236, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 891 was adopted and S.B. No. 1236, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1209:

Senator Taniguchi moved that S.B. No. 1209, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against the bill.

"This bill contains \$400,000 that the taxpayers of Hawaii are going to have to pay for the University of Hawaii failing to meet environmental protection laws and it's a penalty of \$400,000. It really doesn't make sense. We're subsidizing mismanagement up there. If the University truly wants autonomy, they can have the autonomy to pay this bill rather than reaching in the taxpayer's pockets.

"Thank you, Mr. President."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I speak also in opposition to the bill.

"For the same reasons as my colleague from Kailua/Waimanalo, it is inconsistent with the autonomy that the University seeks and which we have granted them. They should be responsible. But more importantly, they should also be responsible to the laws that govern the rest of the private citizens within this State, including environmental laws.

"Thank you."

Senators Hogue and Chun requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1209, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE UNIVERSITY OF HAWAII AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Nakata).

S.B. No. 1563, S.D. 1:

On motion by Senator Sakamoto, seconded by Senator Kawamoto and carried, S.B. No. 1563, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Chumbley). Excused, 1 (Nakata).

S.B. No. 1515, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, S.B. No. 1515, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Nakata).

Stand. Com. Rep. No. 900 (S.B. No. 1550, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 900 be adopted and S.B. No. 1550, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hogue rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of this bill with reservations.

"I'm sure that many here in this esteemed body remember what was essentially called Act 87. I know that most people in this particular body voted in favor of it – the Medical Privacy Act. I know that the esteemed Senator from Hawaii Kai voted against it and we have voted essentially to repeal that.

"This bill could create the same sort of fiasco as the Medical Privacy Act. So I urge all of us to take a very close look at this particular bill as it moves along the process, just to make sure that it isn't another one of these medical privacy act type of bills.

"I know the HMSA people testified against it, so let's look at it very, very closely. Thank you very much."

Senator Slom then requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Chun rose to speak in support of the measure as follows:

"Mr. President, I stand in support of this bill.

"Mr. President, this is another bill that has been brought to us courtesy of the Republicans from the congressional delegation. We need to pass this bill unless we want to have the federal government feed it down or throw it down our throats, which I think would not be in the best interest of the public.

"So, Mr. President, I believe we should pass this bill. It does involve some privacy act but whenever the State can take control of its own destiny I think we should try to do that as opposed to having the federal government dictate it to us.

"Thank you, Mr. President."

Senator Slom rose on a point of personal privilege and said:

"Point of personal privilege, Mr. President.

"I'd just like to clarify something with the Co-Majority Leader. Does this mean that the Co-Majority Leader and his party will be accepting all Republican measures that are coming from the new Bush Administration including the tax incentives and so forth?"

Senator Chun responded:

"Mr. President, federal mandates are federal mandates. We will take them as they come, but we will hope to work with our State Republican Party over here to see if the federal congressional delegation over there with the Republican Party cannot force us to do things that are not in the best interest of the State of Hawaii. There are many, many, many federal mandates that are brewing in Washington, DC."

Senator Hemmings requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 900 was adopted and S.B. No. 1550, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 903 (S.B. No. 645, S.D. 1):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 903 was adopted and S.B. No. 645, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC AGE VERIFICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 904 (S.B. No. 216):

Senator Kanno moved that Stand. Com. Rep. No. 904 be adopted and S.B. No. 216, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Ihara rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to S.B. No. 216.

"This bill would require all vessels operating in State waters to have on board their vessel an emergency position indicating radio beacon (EPIRB). Mr. President, a significant amount of the testimony submitted was in opposition to this bill.

"First there was concern about the costs involved because an EPIRB beacon costs between \$850 to over \$2,000 each. Passage of the bill would impose this cost on all 15,000 of the recreational and commercial state registered vessels in our State.

"In addition, the current definition of vessel is 'all description of watercraft used or capable of being used as a means of transportation on or in the water except a seaplane.' I suppose it excludes surfers. Mr. President, even jet skis, kayaks, and rowboats would be subject to this costly requirement, perhaps requiring the expenditure of more money on getting a beacon than on the purchase of the vessel itself.

"As I mentioned, there was a lot of concern about this bill and about the potential of false alarms from improper use of EPIRB beacons. The current false alarm rate exceeds 90

percent and it would surely increase significantly if we did indeed require all 15,000 boaters to be using these beacons.

"Mr. President, nearly every testifier – including the Department of Land and Natural Resources, the Hawaii Ocean Safety Team, and some companies – recommended one small but important change to the bill. This change would improve safety without significant cost. The suggestion was to allow boaters the option of carrying either an EPIRB beacon or an operational VHF radio. Most testifiers also recommend limiting the requirement to vessels operating more than one mile from shore.

"Because S.B. No. 216 is not limited in scope to operating within that one mile as recommended, and because S.B. No. 216 will increase the likelihood of many, many more false alarms, and because this bill would impose significant costs on many, many people who enjoy the ocean, I will be voting 'no' on this measure.

"Thank you."

Senator Slom rose to speak against the measure as follows:

"Mr. President, I, too, will be voting 'no.' I concur with the remarks from the good Senator from Kaimuki.

"I think it should be pointed out, should be very clear again, that this is legislation trying to provide safety for people because of some of the idiots that go out and don't take any precautions whatsoever. So we're assuming that everybody is an idiot and everybody's got to be protected by the State.

"The testimony showed very clearly that there is a big difference between EPIRBs and VHF equipment. The EPIRB, once you activate it, gives out a beacon which can be read by a satellite, and that's good news but it doesn't give any information. Besides the false readings that it gives, there are different degrees of emergency or help that a boater may need. VHF, which is highly reliable, is a transceiver operation where you can actually talk to the Coast Guard or talk to someone else and make clear exactly what the status of the problem is without any of the false reportings. It is less costly, more efficient, and still achieves the idea of safety.

"So if you want to require something, require that option as the Senator said – give boaters that option. Thank you."

Senator Kawamoto rose to support the measure as follows:

"Mr. President, I rise to speak in favor of this bill.

"First of all, Mr. President, the EPIRB doesn't cost \$800. We just had a maritime conference down at the convention center where an EPIRB cost \$231.

"Mr. President, the promoter of this bill was the Coast Guard. The Coast Guard, when they go out and try to find somebody, it costs them \$9,000 an hour. The kayak that got lost last year cost the Coast Guard \$75,000. We may not be the very smart guys or we may just attack the dumb guys, but you're only dumb when you go out there with a limited number of equipment.

"When we flew airplanes, we had the SIF. We squawked 7-7-7 and then you were in trouble. This is how the thing helps you – you know you're lost and out at sea and there's no way to be found, you turn on the beeper and automatically the Coast Guard turns their thing on and they can find you in a matter of minutes. The people that came with HOST, the VHF radio . . . HF/VHF radio (i.e., line of sight). The EPIRB can go a long

ways out in the water. People are dumb enough to be out there in the ocean 100 miles out, they're not going to use VHF radio.

"Mr. President, I urge my colleagues to vote 'aye' on this bill."

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"I'm not sure if any of my colleagues happened to see a very well-written article in one of our local newspapers. You may have missed it. It was in the sports section but it was in there the past few days. I thought it was very, very well written, and it spoke to the ideas that the Senator from Manoa also expressed about the 90 percent rate.

"If the esteemed Senator from Waipahu noted that there was some sort of a \$75,000 cost for the Coast Guard, think of the 90 percent rate that you heard here with these beepers going off all over the place. I think the VHF radio, which is much, much cheaper and also goes two ways, works exactly the way that we want it to.

"So, hopefully all of my colleagues will vote 'no' on this well-intended measure that is a little bit off base. Thank you."

Senators Kokubun, Matsuura and Chun requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 904 was adopted and S.B. No. 216, entitled: "A BILL FOR AN ACT RELATING TO WATERCRAFT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Chumbley, Hogue, Ige, Ihara, Matsunaga, Slom).

Stand. Com. Rep. No. 905 (S.B. No. 902):

Senator Kanno moved that Stand. Com. Rep. No. 905 be adopted and S.B. No. 902, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak in support of the measure as follows:

"Mr. President, it gives me a great deal of pleasure to stand up and fully support this measure.

"I think it's an indication after 40 years of using Washington Place for political activities, it must be an indication that many people think there's going to be a change in the political climate and change in the political residency in Washington Place. So at this point, they want to make sure that there are no political activities taking place after next year's November election.

"So I think this is a great bill. I urge all my colleagues to get behind it and support it 100 percent. Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 905 was adopted and S.B. No. 902, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF WASHINGTON PLACE FOR CAMPAIGN ACTIVITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 913 (S.B. No. 838, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 913 be adopted and S.B. No. 838, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"Obviously, here we go again with the Hawaii Hurricane Relief bill. Who here really believed that virtually all of this money wouldn't eventually be sent to the State's general fund? Is that where it was intended in the first place? Of course not. The fund was originally set up to help Hawaii's homeowners and it did just that.

"I guess we can all thank, frankly, the forces of nature for not coming down on us for the past 9½ years. Hopefully we will be continually blessed for the next 29½ years, maybe even longer than that.

"It seems prudent to me to hold on to at least a portion of that fund and spend some funds for hurricane related expenses rather than, as some have espoused, college scholarships. I'm encouraged that the Committee on Ways and Means set aside 40 percent of the interest of the fund for that purpose. However, I'm very discouraged that the remainder, 60 percent of the interest, is going back into the general fund as if it were some kind of a tax windfall. We know better.

"I hope all of our constituents are watching us today because I certainly know mine are. Thank you."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"Our constituents have told us they want their money back. They're entitled to their money back. Originally, the Governor said, a month-and-a-half ago, he wanted their money back. Then he changed his mind and decided that he wanted a tuition program.

"The fact of the matter is, when this was established nearly 10 years ago, this fund – not insurance – this fund was established as a temporary stopgap measure until insurance companies would come back into the market. Insurance companies have come back into the market.

"There was discussion from the very beginning as to what would happen to the funds and how they should be distributed. From the very beginning, there were advocates who said the money should go back to those people who paid them. We've heard from the Hurricane Relief Fund that gee they don't know how to allocate the return of the money. Well, it's real simple – anybody that wants a claim, all they have to do is bring their check stubs or anything else and they can verify how much money they paid and how much money should be returned.

"There is a portion in the bill as amended by Ways and Means which talks about extending grants for hurricane mitigation equipment and applications, and I certainly support that. I think that's a worthy project. But that is a separate issue. We passed legislation or we discussed legislation the last couple of years that would enhance these kinds of operations.

"This is a clear example, once again, that the public is being misled. They are told that the money is theirs and that the money is going to be returned and then they watch politicians play with that money and one person says 'put it over here,' and another person says 'put it over here and put it over here.' The honest thing to do, the best thing to do is return it to the people who paid it.

"Thank you, Mr. President."

Senator Hemmings rose to speak on the measure as follows:

"Mr. President, it's important, once again, to analyze why this fund was created. Looking back at the terrible hurricane Iniki on Kauai, it's important to note that a state regulated insurance company . . . they certainly collected all the premiums from the people of Kauai, but when it came time to pay it out, they took a walk from the responsibility and paid absolutely nothing, leaving everybody on Kauai, many premium holders, holding the bag.

"The reason why this fund was created, in part, was to cover the basis of the failure of the insurance commission to adequately enforce the laws governing the control of insurance companies. The people of Kauai suffered immensely because of the failure of the insurance commissioner and the particular company, a local company.

"Thank you, Mr. President."

Senator Taniguchi rose to speak in favor of the measure as follows:

"Mr. President, I wasn't planning to speak and put my comments in the Journal, but I feel I must read my speech, unfortunately, because of some misunderstandings about the bill.

"The Hawaii Hurricane Relief Fund will suspend its insurance operations on December 1, 2001. Several ideas have been presented on what to do with the monies remaining in the trust fund. Your Committee on Ways and Means has contemplated many proposals, but the S.D. 2 seems to be the most logical and equitable.

"First, I want to dispel the idea of simply returning reserve monies to policyholders. The policyholders purchased hurricane insurance for a set period of time. They are paying for protection. Like other insurance companies, the Hawaii Hurricane Relief Fund should not be expected to return premiums only because the period of coverage is over and there were no hurricanes. Another reason why returning monies to policyholders is not a fair option is that other sources of revenue went into the fund, mainly from commercial owners and from mortgage recordation fees. It would be difficult to set up a fair apportionment system.

"The Hawaii Hurricane Relief Fund was established as a temporary measure to provide hurricane coverage for homeowners and businesses until a federal program was established. A federal hurricane insurance program similar to a federal flood insurance program was proposed but never enacted. In the meantime, private insurers are again offering hurricane coverage.

"Does this mean that the fund should be abolished? I do not believe so.

"Although private insurers have again entered the market, we cannot predict whether another instance like what happened in the aftermath of hurricane Iniki will happen again where

Hawaii's homeowners and businesses were left without any hurricane coverage.

"This bill sends a strong message that we will still be prepared for the next hurricane. First this bill proposes to use 20 percent of the interest of the trust principal, or about \$3 million, for hurricane mitigation. Homeowners and small businesses that install board-approved hurricane mitigation devices, such as hurricane clips and tie-downs, will be eligible to receive a dollar-for-dollar matching grant from the fund up to \$2,000. Encouraging installation of these hurricane mitigation devices means less overall damage to structures from a hurricane and less exposure for insurance claims.

"Second, this bill provides that 20 percent of the interest will remain with the principal for the purposes of reinvestment. This will allow the fund to continue its growth until such time when monies may be needed to cover hurricane damage losses again. The fund has approximately \$175 million. This is far from what is needed to cover losses from a direct hit to Oahu. If we keep the Hawaii Hurricane Relief Fund intact and allow for some moderate growth, it will be ready to once again offer some protection and security to homeowners and businesses of this State if a hurricane should occur.

"Finally, 60 percent of the interest monies will go into the general fund. This will allow us to use these monies in other ways, including for disaster programs. I ask that all of our members support this bill.

"Thank you."

Senator Menor rose to speak in favor of the measure and said:

"Mr. President, I also rise to speak in favor of this bill.

"As you know, the Committee that I chair, the Commerce, Consumer Protection and Housing Committee, along with Ways and Means also had jurisdiction over this measure. The bill that is before us is designed to address an issue that we definitely need to resolve this Session – which is, What is going to be done with the approximately \$175 million that will remain in the hurricane relief fund after the fund ceases to issue policies effective December of this year?

"I believe that the provisions of this bill are responsive to the public concerns. I believe that the public is expecting the Legislature to utilize or put any proposed uses for this fund in a way that they will bear a direct nexus or relationship to the underlying purposes for which the fund was established. In addition, I think the public would also like us to use the funds that remain in the hurricane relief fund to benefit the broader or larger communities in Hawaii.

"I believe that the provisions of this bill would accomplish those goals in several respects. First of all, what should be emphasized is that the bulk of the monies, the corpus in the fund, the approximately \$175 million that will remain in the fund at the end of this year, will be used for hurricane relief purposes to the extent that it will be retained in the Hawaii Hurricane Relief Fund to cover future losses in the event of a hurricane that could not or may not be covered by private hurricane insurance or under federal disaster emergency relief. So what needs to be pointed out or clarified again is the fact that the bulk of the monies will not be diverted to non-hurricane related uses.

"Now, in regards to the investment earnings, the esteemed Chair of the Ways and Means Committee has indicated proposed uses for those investment earnings. Again, the uses to

which those earnings would be put under this bill would either be used for hurricane related purposes or for the benefit of the general public. As has already been stated, the investment earnings under this bill could be used to provide grants to the vast majority of homeowners and small business owners who may wish to use these grants to be able to install hurricane mitigation devices on their properties. In addition, the investment earnings could also be reinvested into the fund to build up its corpus to allow us to cover the potentially substantial and significant hurricane losses that could occur in the future and which again may not be covered by other sources of funding.

"I know that there are those who have suggested that a better use for this fund would be to return all of those monies in the form of rebates, refunds, or through other means to the general public. I understand and am very sensitive to these concerns. While these proposals may sound good in theory, I would submit that in actual practice it would be very difficult to implement these recommendations.

"During the hearing on this measure, the administrator of the Hawaii Hurricane Relief Fund indicated that there do not exist adequate records for us to be able to identify all of the policyholders who have contributed to the fund and the specific amounts of premiums that they have contributed or paid into the fund since the inception of the HHRF several years ago. So while it may sound good in theory, I think that the provisions that are contained in this bill are not only more workable, but they are also responsive to the concerns of the public and will ultimately prove to be the most feasible uses of the funds as described or discussed in this bill.

"I know that the bill will be given further and more careful discussion in the House. I think that this measure should be kept alive for further consideration and discussion. Accordingly, I would ask my colleagues to vote in favor of this bill.

"Thank you."

Senator Hogue rose again and stated:

"Mr. President, I rise in rebuttal.

"With all due respect to the Chairs of the Ways and Means and the Commerce, Consumer Protection and Housing Committees, in regards to the insurance argument, I, too, have been swayed by the argument that once you pay out insurance premiums, hey, you paid for it. That's a good argument. I should note that about \$315 million of insurance premiums were collected and then the State hurricane relief fund essentially had to go out and purchase that insurance. Essentially, it cost more than that. In fact, it cost \$359 million for them to do that. So we can't give the insurance premiums back.

"However, the money that is actually left in there is a combination of assessments and mortgage recording fees, and other revenue, whatever that means . . . I think it means a tax.

"In regards to the paperwork, I understand that there is some problem about the microfilm and there is a problem about the records that have been kept, but why should the homeowners be punished because the State is inept in its record keeping? I bet that these homeowners and businesses have been very good in their record keeping, and I'll bet that they could produce paperwork that would allow them some sort of rebate or tax credit. First of all, we're not supposed to lie on our taxes, are we? So if you can produce the paperwork that allowed you for a tax credit, that would be an easy way to refund.

"Finally, how does putting 60 percent of the interest in the fund into the general fund, if I'm correct, how does that satisfy the requirement of looking into the future? How are we somehow satisfying the requirement of looking into the future? Once again, I certainly hope that you will vote 'no.'

"Thank you."

Senator Slom rose and said:

"Mr. President, allow me to make a few rebuttal statements as well.

"First of all, the hurricane relief fund is not your ordinary brand of insurance. In fact, it was not insurance. As I mentioned earlier, it was a fund; it was a mandated fund. There was no other competition. I had hurricane relief insurance prior to that fund. I had my choice of going to different companies based on their financial strength, integrity, the amount of coverage, and the amount of premium. I had no such choice with the hurricane relief fund.

"I did a really funny thing, a really dumb thing. I read the little policy. If you read the policy, it said, in effect, that you had no coverage whatsoever because, in effect, let's be honest about this, if there were a direct hit on Oahu or even a near direct hit on Oahu, \$175 million wouldn't even pay for the doughnuts and coffee for the volunteers. We would be talking about billions of dollars of destruction, and that is not covered by this fund, was never intended to be, and said very specifically in the fine print that in fact we would be assessed additional monies to help pay for any calamity and disaster.

"This idea about the record keeping being such a difficult thing, I mentioned it earlier, my colleague from Kaneohe reiterated the fact that if some people can produce their records they should be able to do that and get a refund. I think it begs a question though, Why didn't the hurricane relief fund keep adequate records? Why isn't anybody holding them accountable for that?

"The argument that the public would be very satisfied with what you want to do here – I don't think so! I didn't get any calls that said to me, 'oh please take my money and dump it into the general fund,' or 'take my money and give it as tuition scholarships to students who earn a B.' What they said over and over again and very clear was 'give me my money back!' That's what they said. And to the argument that they would be happy because this money would go for hurricane relief related projects or, as the Chairman said, 'for the benefit of the general public' into the general fund – well, we've seen all kinds of things that go into the general fund and are called benefit for the general public.

"What this is is a massive reallocation of wealth and taxes. It's not right. It should go back to the people that paid it. Thank you, Mr. President."

Senator Matsunaga then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 913 was adopted and S.B. No. 838, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 915 (S.B. No. 1028, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 915 be adopted and S.B. No. 1028, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Tam rose to speak in support of the measure as follows:

“Mr. President, I rise to speak in favor of S.B. No. 1028, S.D. 2, Relating to Community Development Districts.

“This bill requires the Hawaii Community Development Authority to develop a consolidation plan for transferring the responsibility of redeveloping the Kalaeloa Community Development District from Barbers Point Naval Air Station Redevelopment Commission to the Hawaii Community Development Authority. The Senate is approaching the consolidation plan appropriately by requiring the Hawaii Community Development Authority to develop a business plan. This plan would involve all parties with a stake in the consolidation. Furthermore, they would also be required to submit the final consolidation plan, audits, etc. to the Legislature for approval. The Legislature then would conduct a public hearing to assure all stakeholders are involved in the consolidation in order for further economic development to advance.”

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 915 was adopted and S.B. No. 1028, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT DISTRICTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Chun).

Stand. Com. Rep. No. 919 (S.B. No. 1303, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 919 be adopted and S.B. No. 1303, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak with reservations on the measure as follows:

“Mr. President, I rise to speak with reservations.

“I probably have already taken up a lot of this esteemed body’s time with my concerns about the appropriation for the Felix Consent Decree. I certainly appreciate the strong efforts by the Senator from Moanalua and the Chairman of the Education Committee, also the Senator from the Big Island, the Chair of the Health and Human Services Committee for all of their hard work on this.

“However, I don’t believe that this bill goes far enough, and with that, I’ll sit down and we’ll get through this thing a little bit quicker.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 919 was adopted and S.B. No. 1303, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Chun).

Stand. Com. Rep. No. 920 (S.B. No. 927, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 920 was adopted and S.B. No. 927, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ADULT DAY HEALTH CARE CENTERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 921 (S.B. No. 957, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 921 be adopted and S.B. No. 957, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 921 was adopted and S.B. No. 957, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO STUDENT SUPPORT SERVICES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 661, S.D. 1:

Senator Taniguchi moved that S.B. No. 661, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Tam rose to speak in support of the measure as follows:

“Mr. President, I rise to speak in favor of S.B. No. 661, Relating to the State Budget.

“Each year much attention is focused on our state budget and its allocation to the various state departments and agencies. Throughout the Legislative Session, individuals, businesses, organizations, community groups, schools, departments and agencies have lobbied the Legislature for the best use of Hawaii’s scarce dollars. We in the Legislature spend countless hours in public hearings listening to these requests for funding, and based on what we learn in these hearings, we make the necessary budget decisions. What is rarely brought out in the news and what the public is basically unaware of is that, even after the budget is passed by the Legislature and even after the Governor signs the budget bill into law, the Governor still has the constitutional authority to withhold funding of items in the budget.

“This bill serves to hold the Governor and the Director of Budget and Finance accountable to the public. Before implementing any budget restrictions, they should be required to hold a public hearing on budget restrictions. We cannot expect our state departments and agencies to operate productively and efficiently and to accomplish their goals and objectives in providing the necessary public services if their ability to do so is being curtailed by budget restrictions. If there is a compelling reason to restrict the budget, it should be brought out in the open for the public to comment on before it is applied, just as our Public Utilities Commission should do before they increase any rates. That is the nature of our democracy and legislative process.

"I ask that my colleagues show their support for our democratic and legislative process by voting 'yes' on this bill. Colleagues, this is a bill requesting accountability by the Governor for his decisions.

"Thank you."

Senators Hemmings, Chumbley, Hogue and Slom requested their vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 661, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ige).

Stand. Com. Rep. No. 932 (S.B. No. 202, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 932 be adopted and S.B. No. 202, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hogue rose to speak in opposition to the measure as follows:

"Mr. President, I rise in opposition to this bill.

"I know all of us were very, very disturbed by the events that took place on our roadways recently when a young mother and her two children were lost in a horrible accident, and we recognize the importance for safety. However, this particular bill just goes a little bit too far with the idea that we're going to have to put seven- and eight-year-olds in child restraint seats. I think seatbelts are more than enough.

"I know that a few years ago, as a proud father of four, I would have had to put . . . well, I wouldn't have been able to go anywhere because I wouldn't have had a car big enough to fit four child restraint seats in it. Luckily, I was a responsible parent who strapped up my kids in their seatbelts before we went anywhere. That was the first thing we did before we pulled out of the driveway. I certainly hope that other parents are just as responsible.

"I think this bill goes too far, and I will vote 'no.' Thank you."

Senators Ihara and Chumbley requested their vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 932 was adopted and S.B. No. 202, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Ige, Slom).

Stand. Com. Rep. No. 934 (S.B. No. 1514, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 934 be adopted and S.B. No. 1514, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose to speak in opposition to the measure as follows:

"Mr. President, I rise to speak in opposition to this measure.

"Under current law, a stopped driver has the option of either choosing to take a blood or a urine test. Under this bill, colleagues, the police officer can unilaterally take that option away from the suspect, and the police officer is given far too much discretion. This goes against the policy of the implied consent law under which we currently operate. Many people have a legitimate concern about being stuck with a needle to draw blood, and I believe that those people should be allowed the opportunity to choose a urine test if they so choose, which is the less intrusive test.

"The second part of the bill is also very problematic and it's probably one that not much attention has been drawn to, but this bill also changes significantly, for those who are driving impaired, the definition of drugs. Right now, driving under the influence of drugs is only schedule I and II under HRS 329. But if you look at page 5 of the bill, lines 12-17, it's expanded to include a chemical substance, a natural or a synthetic substance. This would then get those in trouble who use legitimate across-the-counter drugs and again goes far, far, too far, in including these substances. While we don't want those individuals to be consuming over-the-counter drugs and driving impaired, it goes far too far. I think that this needs to be looked at as the Chairs continue this discussion.

"Thank you."

Senator English rose to speak in opposition to the measure and said:

"Mr. President, I rise to speak in opposition of this bill.

"Mr. President, everything that the Senator from Maui said, I would echo. You know, Mr. President, our county governments have incurred considerable expense in training a select core of police officers known as drug recognition experts. These nationally certified DRE officers undergo weeks of extensive training in field tests that will allow them to ascertain which of any chemical substances a driver who appears to be impaired may be under the influence of. These DRE officers are on call twenty-four hours a day and are usually summoned to the scene of a traffic stop where a driver passes a field sobriety test for alcohol but still appears to be impaired to the attending officer.

"Mr. President, the field test administered by the DRE officers seem to be a far less intrusive method of determining whether an individual is driving under the influence of drugs than the compelling of a blood or urine test, or both. I further assert that the compelling of a blood or urine test is clearly not the intention of the implied consent statute because there are provisions covering the situation where a driver refuses to submit to a blood or urine test.

"Additionally, Mr. President, I have concerns with this bill as it is currently written in that it expands the legal definition of drug to mean any chemical substance, natural or synthetic, that impairs a person's normal mental facilities. What's coffee? What's caffeine, Mr. President? This change subjects all who are currently taking medication – like the Senator from Maui and his Sudafed – for everything from flu to high blood pressure, to criminal liability. Lumping legitimate prescription drugs in with alcohol and illicit drugs ignores the very real differences between these substances both in the intent and result of their use.

"Mr. President, I support safe driving but believe that legislation of this type will unfairly penalize those who have to drive but also need to take prescription medication. For those reasons, Mr. President, I would like to register my 'no' vote on this bill.

“Thank you.”

Senator Kawamoto rose to speak in support of the measure as follows:

“Mr. President, I rise in favor of this bill.

“The police department, the police officers, have supported these bills and asked us to pass a bill primarily because their concerns and problems are that they don’t have the tools in which, and many of the times their hands are tied, to do their jobs.

“I agree with the previous speaker as far as the different drugs they have. But the basic thing is that if you’re on prescription drugs and you bang somebody, and you kill somebody, then they’re not going to say whether you’re on bad drugs or prescription drugs, or good drugs, or whatever. You’re impaired and you killed somebody, and the person that died, you know he’s not going to come back and tell you that you shouldn’t have driven because you’re on prescription drugs.

“So Mr. President, I urge all my colleagues to vote ‘aye’ on this bill.”

Senators Hogue, Chun, Hanabusa, Ige, Chun Oakland and Taniguchi then requested their vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 934 was adopted and S.B. No. 1514, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Chumbley, English, Fukunaga, Ihara, Matsunaga, Slom).

S.B. No. 724, S.D. 1:

Senator Kanno moved that S.B. No. 724, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose in support of the measure with reservations and stated:

“Mr. President, I support the legislation with reservations.

“I’m still concerned about the broad nature of the description of abuses and also the expansion of family or household members and the impact that that might have on the firearms rights of legitimate and peaceful firearms owners.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 724, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 951, S.D. 1:

Senator Kanno moved that S.B. No. 951, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Sakamoto rose to speak in opposition of the measure as follows:

“Mr. President, I rise in opposition to this measure.

“I’m opposed to this bill for a number of reasons. This legislation is simply redundant. The crimes of assault, murder, vandalism, and incitement that the bill seeks to address are already punishable under state laws. Are we now to say that the violence committed upon one person is somehow not as bad as the violence committed on another person simply because of what the attacker was supposedly thinking? What this bill does seek to make illegal is the thought process behind crimes. This legislation seeks to penalize motive and this is a dangerous precedent for us to set.

“If we give ourselves the ability to prosecute or legislate what a person is thinking or feeling, no matter how despicable, we would be violating the very thing that our constitution protects – the ability to have an opinion.

“I believe that all crime is hateful, and it is my fear that if we begin to provide state resources for state crimes, we would be telling victims of crimes not associated with our hate crime legislation that they are not as important. The message this body would be sending is that your individual worth would be less dependent on who you are and more dependent on what group you are identified with, and this is simply not the case.

“Is this politically correct legislation to show the community and certain groups that we care? The problem is that we cannot legislate tolerance no matter how a person thinks. This can only be accomplished in our homes and in our communities. It would be misguided for us to assume that hate crime legislation would deter violence. It has not deterred crime on the Mainland, and it will not deter crime here. No violent crime is worse than any other no matter what the motive. Our state law already covers these crimes, and if laws need to be strengthened, let’s strengthen them.

“We live under the premise that we are all equal under the law. To pass this legislation would be to say that we’re not. So I urge my colleagues to oppose this measure.”

Senator Hemmings rose to speak against the measure as follows:

“Mr. President, I rise to speak against this bill.

“To be quick and succinct on it, this is politically correct lunacy. We all deserve equal protection from crime.

“Thank you, Mr. President.”

Senator Kanno rose to speak in support of the measure as follows:

“Mr. President, I rise to speak in support of the measure. I would just like to clarify our current statute in regards to the comments made by one of the previous speakers.

“Currently, our laws provide that there be a consideration for extended terms of imprisonment if crimes are committed against individuals in these categories: 60 years of age or older; blind; a paraplegic or quadriplegic; or 8 years of age or younger. Already in our statute we’ve designated certain categories of individuals where there shall be extended terms of imprisonment.

“I just wanted to have that clarified, and I urge my colleagues to vote ‘aye.’ Thank you.”

Senator Slom rose to speak in opposition of the measure as follows:

“Mr. President, I rise in opposition to this measure.

“You know, it’s very interesting because since I voted ‘no’ on this bill for the last several years, and I voted ‘no’ in this latest Committee, some of the e-mails and communications I’ve gotten – faxes, phone calls – are very interesting to me. They called me a bigot, a racist. One that I liked best was that ‘you are a hate-monger like the same as David Duke, Adolph Hilter, and Carol Gabbard.’ And you know, for people that say that they want to bring people together and that this kind of legislation will unify our community, I have not seen as much vindictiveness, as much hate, as much pettiness as I have from some of the supporters of this legislation.

“They completely disregard the first amendment, because what they are attacking are some of the things, when they give examples, some of the things that some people have said. But in a court of law and with this kind of legislation, in order to prove that, you would have to prove intent. And it’s very interesting that they gloss over the fact that the ACLU has testified against this measure from the standpoint of proving intent, because how would you prove intent? You would prove intent by looking at someone’s past record – things that they might have said, actions that they might have done. The ACLU and others are very clear about that that in any case they would not support bringing up prior arrests, convictions, actions, associations, or anything else. So there is no way really to prove intent other than for people to say, ‘you are a racist, you are a hate-monger, you are this or you are that.’ I think that’s very slim and very flimsy.

“I certainly concur with the good Senator from Moanalua that what we’ve done is created different categories of worth of life. And while I do concur with the Senator from Kapolei that we do have enhanced sentences for certain kinds of crimes right now, that does not necessarily make it right.

“Is a policeman’s life worth more than the family man next door who takes care of his four children, and is a soccer coach, and is gainfully employed, and makes contributions to the AUW? I think not, and yet that’s what we have done. We’ve driven a wedge between people. But I’m really concerned about the divisiveness that has occurred here.

“Now one of the examples that people that testified always brought up was the unfortunate murder that occurred in my district of a gentleman that I have known personally. His name was Kenneth Brewer. And there were a great many discussions that this was a sexually motivated crime. In fact, during that trial the jury considered that, and at the time of sentencing the judge considered that. People are not satisfied with what the jury verdict was. They’re not satisfied with what the judge handed down in terms of a sentence. But the process worked, and all of those issues were taken under consideration as they can be taken under consideration right now.

“But we get back to the original thought – and that is, if we’re going to say that a life is worth something, then it’s more important that someone has broken the social contract and taken that life, and that person should be punished. And as the Senator from Moanalua said, if the punishment is not strong enough, then let’s increase the punishment for anyone who would do violence to anyone else for whatever reason, but let’s not call people that oppose or raise issues about this legislation bigots, and racists, and hate-mongers, because that really undermines the cause of those people that say they’re in support of brining people together.

“Thank you Mr. President.”

Senator Kim then requested her vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 951, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HATE CRIMES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Sakamoto, Slom).

S.B. No. 1609, S.D. 1:

Senator Kanno moved that S.B. No. 1609, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose to speak on the measure as follows:

“Mr. President, this is another example where the prosecutor’s office is trying to overturn the history of penal code practices because of its inability to prosecute cases where the prosecutor has the burden of proving that the arrested person knew that the property was stolen.

“Under general principles of penal responsibility/liability, it is an accepted defense to the prosecution that the conduct alleged does not include a ‘voluntary act.’

“This bill sets bad precedent in that it takes away an element that the prosecution has the burden of providing at trial. To enact such legislation erodes the very foundation that ‘a person is innocent until proven guilty.’ Be careful.

“Thank you.”

The Chair then inquired:

“Senator Chumbley, for what purpose did you rise?”

Senator Chumbley responded:

“In opposition.”

Senators Matsunaga and English requested their vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1609, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO POSSESSION OF STOLEN PROPERTY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Chumbley, Ihara).

Stand. Com. Rep. No. 942 (S.B. No. 224, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 942 be adopted and S.B. No. 224, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 942 was adopted and S.B. No. 224, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PINEAPPLE RESEARCH,” having been read throughout,

passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 945 (S.B. No. 1199, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 945 was adopted and S.B. No. 1199, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 946 (S.B. No. 1435, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 946 be adopted and S.B. No. 1435, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Tam rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in favor of S.B. No. 1435, Relating to Hydrogen Research and Development.

"Mr. President and fellow colleagues, this bill establishes a public and private partnership within the Department of Business, Economic Development, and Tourism to support and promote hydrogen use in Hawaii. I commend the department for their testimony stating they can research this project without a budget from the Legislature. Their honesty is appreciated.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 946 was adopted and S.B. No. 1435, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HYDROGEN RESEARCH AND DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 947 (S.B. No. 1558):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 947 was adopted and S.B. No. 1558, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 948 (S.B. No. 59, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 948 was adopted and S.B. No. 59, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 951 (S.B. No. 1242, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 951 be adopted and S.B. No. 1242, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure as follows:

"Mr. President, I rise in opposition to this bill.

"I was very disappointed at the hearing when I asked questions as other members of the Committee did, and we did not get answers or we got conflicting answers. What I got from the so-called development-training program is that basically it's to pay wages for students.

"So far there's only nine students who have taken up the program at the UH and the cost that came out of the committee was \$5,000 per student. I don't know where the dollars are going. I don't know what the benefits are. I don't think it's a good bill.

"Thank you."

Senator Hogue then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 951 was adopted and S.B. No. 1242, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MILLENNIUM WORKFORCE DEVELOPMENT TRAINING PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 953 (S.B. No. 598, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 953 be adopted and S.B. No. 598, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure as follows:

"Again, Mr. President, I'm in opposition to the bill.

"I think the purposes are worthy, but it establishes yet another special fund – the birth defects special fund. So I'm voting in opposition.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 953 was adopted and S.B. No. 598, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BIRTH DEFECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 954 (S.B. No. 1114):

Senator Taniguchi moved that Stand. Com. Rep. No. 954 be adopted and S.B. No. 1114, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senators Hemmings and Hogue then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 954 was adopted and S.B. No. 1114, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 957 (S.B. No. 1216, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 957 be adopted and S.B. No. 1216, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure as follows:

"Yes, Mr. President, again I rise in opposition.

"Good bill, good purpose, special fund – opposition.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 957 was adopted and S.B. No. 1216, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 958 (S.B. No. 678, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 958 be adopted and S.B. No. 678, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Tam rose to speak in favor of the measure as follows:

"Mr. President, I rise to speak in favor of S.B. No. 678, Relating to Technology, that your Committee on Economic Development and Technology passed.

"This bill would incorporate those ideas that encourage the development of Hawaii's High Technology while protecting local businesses.

"First, the New Economy Transition program will allow businesses to increase productivity and efficiency by utilizing technology. By emphasizing the partnership between government and business, this program will make our local and global businesses competitive.

"As Chair of the Economic Development and Technology Committee, my focus to build from the ground up as a strong foundation is essential to success. This bill requires all infrastructures at existing technology state parks to receive legislative appropriations before the Governor allocates funds for the construction of any new technology parks.

"Let me tell you in terms of the experience that I've had . . . last year I visited the southern part of China to attend the government's technology fair. While there, I was pleased to meet a friend from Japan who is in technology. He has several businesses in the United States – one in New York and, I believe, another in California. He wants to establish a biotech technology park facility in Maui.

"Senator Jan Buen, who accompanied me to China, also met him. He indicated he was very interested in developing a Maui Technology Park. But he expressed disappointment over the raw land, which was bare, with no infrastructure, no roads, no sewers, no water. He realized he would have to develop everything himself. That's a state facility basically . . . how depressing.

"I had to persuade him to continue to come here and look at the future. Today he is convinced and will return in April.

"Four other important Technology improvements contained in this bill are:

1. The Legislature will authorize the issuance of general obligation bonds to extend the community-based economic development loan and grant program to enhance information technology in the distressed rural areas.
2. All legislative documents and reports, including budget material, received by the legislature from state agencies shall require conversion from hard to electronic copy. Further, all bill payments will be processed electronically to reduce transactions in administration. This will lead to improvements in our state procurement system, thus making it more efficient, productive, and less costly for our taxpayers.
3. Basically, when we request something in writing, even budgetary material, we have had to wait several days, which is ridiculous.

Let me tell you what's happening in Congress. Congress has direct electronic online to the federal administration's budget and expenditures. We should have that capability also, if we are to do our work efficiently.

4. Finally, S.B. No. 678, as amended, will establish a task force on technology. It is clear that Hawaii's high technology industry is growing and Hawaii based companies are succeeding in many high-tech areas, including telecommunications, electronic commerce, networking infrastructure and hardware, software development and biotechnology. While there has been a great deal of progress in Hawaii's high technology industry, there is also a need to have a clearer focus on the problems and solutions currently existing within this community. This task force will also bring together industry, government and educational leaders to develop clear short and long-term goals for Hawaii's high technology industry with a specific implementation plan with a timeline to achieve these goals. This is a business approach. I have found that the business community generally is not in agreement with the Governor's current goals and objectives. In fact, the technology industry has not been fully involved and informed by the Governor of his goals and objectives, or the direction he plans to take to fulfill these goals and objectives.

"I urge my colleagues to vote in favor of this bill. Thank you."

Senators Chumbley, English and Hogue then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 958 was adopted and S.B. No. 678, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY,"

having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 961 (S.B. No. 1188, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 961 be adopted and S.B. No. 1188, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Chumbley rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in support of the measure with reservations.

"I have some very lengthy comments and concerns as they relate to the impact to the drug court that this proposed bill may have, so I'd like to have those inserted into the Journal. I just ask that the Chairs of the various Committees associated with this bill be very cautious on this, because it could have a devastating effect to treatment and counseling and drug control in our State.

"Thank you."

The Chair having so ordered, Senator Chumbley's remarks read as follows:

"Jail time for addicts
Ballot initiative would hamstring drug courts

It's really sad that California's public debate over treatment for addicted criminals could be co-opted by a few multimillionaires like George Soros on one side and the corrections officers' union on the other. Neither knows much about the disease of addiction.

But instead of the public and lawmakers learning from the exhaustive research on addiction treatment and then crafting sound policies, we're in for another divisive, superficial battle over a ballot initiative.

Soros, who is a New York financier, and a couple of other wealthy men are funding the campaign for the California Substance Abuse and Crime Prevention Act, which will appear on the November ballot. It would spend \$120 million for addiction treatment and prevent nonviolent drug offenders from being sent to jail. The investment in treatment is widely supported. The ban on jailing offenders is viewed by many drug court officials as a dangerous experiment.

Corrections officers say the ballot initiative would remove judges' discretion in sentencing. Weighing in is San Diego Superior Court Judge James Milliken, presiding judge for the juvenile court and chairman of the Superior Court's substance abuse policy committee. Milliken runs a very successful drug court for addicted parents of kids in foster care. His court has increased reunification rates for families from 30 percent to 70 percent. San Diego judges and the National Association of Drug Court Professionals overwhelmingly oppose the Soros initiative.

Said Milliken: 'It's well-intentioned, but it eviscerates the power of the court. . . . The hallmark of drug courts is to sentence substance abusers to short terms in jail for relapses. . . . If you tolerate relapse and don't have consequences, these people will use (drugs) again and again. . . . We are successful because we use the coercive power the court judiciously.'

Clients in San Diego County drug courts are tested regularly. If they test dirty, they get an automatic 36 hours in jail for their first relapse, with graduated sanctions thereafter. Under the Soros initiative, judges no longer could send addicts to jail for using drugs or alcohol. The only choice would be to send them to prison if they relapsed many times. There's no middle ground.

Milliken just returned from Maricopa County in Arizona, a state that passed a very similar initiative to the Soros measure. He visited their drug court, where the judge is not allowed to send people to jail if they relapse. The result? Forty percent tested dirty that very day.

In Milliken's court, only one or two test dirty at each session, precisely because of the threat of jail.

Alcohol and drug addiction is the leading cause of crime. If we prohibit the jailing of addicts on probation who relapse, we will wind up with more addicts on our streets, more families torn apart by drugs and alcohol, and more addicts committing serious crimes because they were never coerced into treatment."

"The Arizona Experience

Arizona and California are very different states, with a common experience: both have been successful targets of initiative processes that have changed criminal penalties for drug use. Both states are still in the process of sorting out the consequences of those changes and reacting to them. In the case of Arizona, passage of Proposition 200 (Prop. 200) took place in 1997, but its implementation is still being disputed in the courts.

My intention is not to attempt a comprehensive analysis of the Arizona experience, but to suggest how information coming from another state, in this case Arizona, can play an influential role in creating momentum for similar initiatives elsewhere.

In January 2000, I visited Phoenix, Arizona, and had the opportunity to talk to criminal justice professionals concerning Prop. 200. I visited several courts impacted by the initiative and over the next several months, had numerous conversations with individuals involved in the implementation of Prop. 200.

I came away with the conclusion that the Arizona ballot initiative has provided little relevant data to California's initiative debate; instead, it has provided a great deal of misleading and distorted information that was accepted at face value by many important California policy makers, and by the public generally.

For example, the California ballot initiative misleadingly quoted a report by the Arizona Supreme Court 'that the initiative is resulting in safer communities and more substance abusing probationers in recovery.' What is not addressed is that 'fifty percent (50%) of Prop. 200 funds were put aside for programs that increase and enhance parental involvement and increase education about the serious risks and public health problems caused by the abuse of alcohol or controlled substances' (Arizona Supreme Court, Administrative Office of the Courts; Drug Treatment and Education Fund, Legislative Report, Fiscal Year 1997-1998, p. 4, March 1999).

Although there is virtually no relevant outcome data concerning the Arizona experience, that did not prevent the California ballot initiative proponents from declaring that Prop. 200 has 'already saved state tax payers millions of dollars, and is helping more than 75% of program participants to remain drug free.' Incredibly, the Arizona Supreme Court data upon which

Prop. 36 proponents relied, makes no distinction between the 21% of probationers mandated to non-jail sentences under Prop. 200 (569 participants) and the remaining 1690 traditional probationers sent to treatment services enhanced by an infusion of funds under Prop. 200 [ibid, p13].

Clearly, the Arizona Supreme Court's 'safer communities and more substance abusing probationers in recovery' commentary was not intended to describe the impact of just 10% of Prop. 200 funding on the limited number of probationers impacted by Prop. 200's mandatory sentencing requirements (a total of 569 participants statewide who were not separately monitored), but that was precisely the message delivered in California."

Senators Slom, Matsunaga, English and Hogue then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 961 was adopted and S.B. No. 1188, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING FOR DRUGS AND INTOXICATING COMPOUNDS OFFENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 962 (S.B. No. 1580, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 962 be adopted and S.B. No. 1580, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Chun Oakland.

Senator English rose to speak in opposition to the measure as follows:

"Mr. President, I stand in opposition to this bill.

"This bill cuts way too close to the bright line between the division of church and state, and I see many problems with this down the line, so I'm voting 'no.'

"Thank you."

Senator Hogue then requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Chun rose to speak in opposition to the measure as follows:

"Mr. President, I stand in opposition to this bill.

"Mr. President, interesting enough, I stand in opposition to this bill for almost the opposite reason of the honorable Senator from Maui.

"I don't believe it cuts any differences between religious or non-religious institutions. In fact, I think it discriminates against religious institutions by prohibiting religious education institutions from availing themselves of the benefits of the special purpose revenue bond.

"If the concern of the Committee of taking secular education schools had to do with the first amendment freedoms in the United States Constitution, the report filed by the Legislative Reference Bureau clearly indicated that there is no first amendment federal violations by the State supporting neutral kinds of transportation or costs. I think what we're trying to do over here is, rather than going so far as avoiding any kind of connection with it, you are basically discriminating against

institutions based upon their content of what they believe in, which is in violation of the first amendment.

"You're not establishing a religion, but you are preventing the free exercise thereof. I feel that the pendulum is swinging way too much on that, and I would oppose that bill because it fails to delineate any reason why you're discriminating against religious education institutions.

"For that reason, Mr. President, I will vote against this bill."

Senator Hanabusa rose to speak in opposition to the measure as follows:

"Mr. President, I voted against this measure in both subject matter Committees.

"Mr. President, I ask my colleagues to realize what we're doing here. We're passing or we're asking to have a constitutional amendment put on the ballot. The Legislative Reference Bureau, in January of this year, came up with the study SPRBs for Private Schools: Practical and Constitutional Considerations.

"What we have heard today beginning at ten o'clock whenever the issue of education came up, was a constant reminder that we have said that education is first. What this amendment does and the reason why we require a constitutional amendment to do it is because Hawaii has clearly defined that under the case of *Spears v Honda* and the predecessor section to Article X, Section 1, of our Constitution, that our constitutional people who've implemented the Constitution, the people who voted back then (many of us weren't able to vote back then) made it very clear that we would never sacrifice public school education for anything else, and that meant the expenditure of public funds for the benefit of any private school education.

"The case of *Spears v Honda* was such a situation where it involved a provision of bus service for every student. It was ruled unconstitutional because of not only the fact that students may have gone to sectarian schools, but also the fact that students may have gone to private schools, and that took away funds from public school education.

"There is no question according to the Legislative Reference Bureau that special purpose revenue bonds are considered public funds. As a result, when we implement this, for those of us who stand behind public school education and feel that that's our obligation, we are in essence saying that part of those public funds that we feel should be used for public school education can in fact be shared by others in the private school area.

"The issue of what was raised by both my colleagues, the Senator from Kauai, and the Senator from Maui, also causes me concern. The words were changed from sectarian to secular. However, nowhere in the bill is sectarian or secular defined. So I don't know at what point a school goes over to sectarian or a school remains in secular, and we cannot propose a constitutional amendment on those lines.

"So colleagues, I ask that you vote in opposition to this measure. Thank you."

Senator Sakamoto rose to speak in support of the measure as follows:

"Mr. President, I rise in support.

"Obviously there's concerns with the measure, and the bill, as many others, is a work in progress.

"This bill proposes for special purpose revenue bonds to assist not-for-profit private sectarian educational institutions serving the general public. And private schools, like public schools, are faced with the same mounting problems associated with aging facilities, accelerating deterioration of facilities, and lack of infusion for capital improvements to keep up with modern and high technology demands for the young people.

"Mr. President, special purpose revenue bonds for private schools will benefit all of Hawaii's children and there are 36,000 that go to these private schools. If indeed private schools didn't have these children, they would further overburden our public schools. In fact, if these bonds are authorized and it does provide jobs, there will be taxes – more taxes to help support public education. And yes, it's a long-standing policy not to help private schools – questions about the impact. But, Mr. President, the Department of Education testified that the issuance of these bonds are not opposed as long as these don't affect these funds in their facilities special improvement fund. Certainly, Mr. President, if these jobs don't go ahead, we won't have jobs and taxes for these jobs.

"We have given other special purpose revenue bonds to high technology, agriculture, hospitals, candy factories. So are we saying if those indeed are public funds, and indeed those take away from education, should we give no special purpose revenue bonds? Because they all take away from public education because it's the special purpose revenue bond.

"So certainly, I know there's some concerns about sectarian, secular, and those terminology, but the fact that they're special purpose revenue bonds and just the fact that they are for these schools, in fact they are special purpose revenue bonds. But that shouldn't be picked out just because these are schools. We've done all these other special purpose revenue bonds.

"The Legislative Reference Bureau also said that special purpose revenue bonds indicated that financing for benefit of public schools would 'seem to be allowable.' Certainly there are other issues. The bill hopefully can go forward and clarify some of those issues and certainly hopefully by the end of session a product that will satisfy many of the concerns voiced today, Mr. President."

Senator Nakata rose to speak in opposition to the measure as follows:

"I rise to speak in opposition to this bill.

"I voted against it in subject matter Committee. I share the sentiments of the Senator from Waianae. In addition, we have trouble enough financing our public school system. What resources we have should be going that direction primarily. I am concerned that . . . look at our school system. We are really looking at a two-tier system of education in Hawaii – private schools for those who are better off and public schools for others.

"It is a concern of mine. Again, may I reiterate what resources we have to be placed in the public schools.

"Thank you."

Senator Hemmings rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of this bill. I was not going to, but after the previous remarks, I think they should be rebutted.

"There was a constitutional argument made that public monies should be used for public education because we have an obligation. I think that argument fails in logic because it assumes that the parents who sacrifice and pay their taxes, much of which is used for public education, and then send their kids to a private school are paying twice. And the assumption is that they're not a member of the public. They certainly should receive the benefit of their tax dollars in education.

"There's another basic concept that I think the Majority Party is trying to defend exclusive use of public schools for public education. This constitutes a monopoly. Monopolies eliminate choice and competition in the marketplace, and that might be one of the reasons why public education is failing so miserably here in the State of Hawaii. A monopoly does not allow the consumer a choice. Public monies are spent only on public schools. If those monies would be diverted to the many private institutions that provided educational opportunities for all our children, maybe we would get more productivity from our public education dollars.

"The last point I want to make regards class envy. I happen to know, coming from a poor family – grew up in Kaimuki; I served lunch at Punahou School on scholarship – many of the children that go to private schools and parochial schools aren't rich kids. They're kids whose parents sacrificed for them. The great hypocrisy of all of this is, many of the self-righteous that stand up on this floor, and in prior Legislative Sessions, and defend public education and say we must all support it, are the very people that then turn around and send their kids to private schools. Think about it.

"So I support this bill. Let's promote opportunity, competition, and performance in the marketplace of education by eliminating the failing monopoly of the public schools."

Senator Chumbley rose to speak in opposition to the measure as follows:

"Thank you Mr. President, I rise to speak in opposition to this measure.

"Members, I think we need to separate some of the debate. This should not be a fiscal debate because the special purpose revenue bonds are not money that comes out of the state general obligation bonds or general funds. They come from a private market sector. So when you argue this, the fiscal aspect of it has some bearing, but not that much.

"It's more of a philosophical issue, and I think that there are constitutional overtones to this. When I look at public school versus private school, there's one simple distinction – and that is, a private school does not have to take public students. If the private schools would take public students at a no cost tuition, maybe this would be a good idea. But until they do, it's a bad idea."

Senators Matsunaga, Kim, Ige and Ihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 962 was adopted and S.B. No. 1580, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 15. Noes, 10 (Buen, Chumbley, Chun, English, Fukunaga, Hanabusa, Kawamoto, Kokubun, Nakata, Tam).

Stand. Com. Rep. No. 963 (S.B. No. 233, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 963 be adopted and S.B. No. 233, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hogue rose to speak in opposition to the measure as follows:

"Mr. President, I'll be brief. I rise in opposition to this bill because over the past few weeks, we've been asked way too many times here to put on our referee shirts. We've heard bills from chiropractors who want to be physicians, physicians who want to be acupuncturists, psychologists who want to be psychiatrists, pharmacists who want to be nurses, social workers who want to be clinical social workers, and the list goes on and on.

"Obviously the positive impact on one profession has a negative impact on another. I will no longer be a referee except when I'm refereeing my daughter's games. I'm not going to stand here and pick one profession over another. I will vote 'no.'

"Thank you."

Senator Sakamoto rose to speak with reservations on the measure as follows:

"Mr. President, I rise with reservations.

"During the workers' comp long sessions – '94, '95 – one of the reasons workers' comp costs were driven up and one of the reasons chiropractors left our State was because there's two kinds of care I learned. One is curative, and one is palliative. Curative in fact cures what's wrong with your back, your neck, your arm, your nerves. Palliative makes you feel good and then you come back for next week's Tuesday, Thursday, Saturday treatments, and then you come back for next week's Tuesday, Thursday, Saturday treatments. And in that process in that time, the chiropractic profession were one of the main cost drivers, and people feel good so they went back.

"I'm concerned that now they claimed that they were experts at manipulation of the spine, and this bill says now they're experts of the human body. Take out spine manipulation, put in human body. Take out spinal column, put in human body. In addition to chiropractic spinal, you say extra spinal, which means everything else. And in fact, this bill also says you don't need a license, you can have a diploma. A diploma? Now, are we moving in the right direction? I think not. I think certainly this would need a lot more discussion if we're going to open up a profession from spinal column to body, from having a license to just having a diploma. Mr. President, this isn't a good bill."

Senator Hemmings rose to speak in opposition to the measure as follows:

"Mr. President, I rise to speak against this bill.

"It sounds like they're trying to manipulate their customer's wallets. Therefore, I'm voting 'no.'"

Senator Sakamoto rose and said:

"Mr. President, I said reservations, but I should be in opposition based on my comments and my colleague's comments."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 963 was adopted and S.B. No. 233, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC,"

having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Sakamoto).

Stand. Com. Rep. No. 964 (S.B. No. 449, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 964 be adopted and S.B. No. 449, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chun rose to speak with reservations on the measure and said:

"Mr. President, with reservations.

"My only reservation is a concern in Section 3 of the bill, which basically adopts verbatim the provisions from Chapter 386 regarding employees who file workers' comp injury. Basically, those protections are already there in another chapter of the state statutes. I'm not quite clear of the impact of taking that portion of verbatim and putting it in another section of the law. I don't know the necessity of that. I don't know the impact, and that's why I'm confused.

"I will support the bill in terms of the protection. It needs to be there. I believe protection is there already, so I will continue to support the bill with reservations."

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"We already have a very strong whistleblowers bill. What this bill does is to create additional causes of action for disgruntled employees or terminated employees. It also raises the stakes so it makes it very attractive for attorneys in this particular situation. It also, I think, shifts the balance in terms of the managerial powers and authorities of employers because in certain sections it even tells whom the employer has to hire or rehire. So I'm opposed to it.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 964 was adopted and S.B. No. 449, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Sakamoto, Slom).

Stand. Com. Rep. No. 966 (S.B. No. 1600, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 966 be adopted and S.B. No. 1600, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator English rose to speak in opposition to the measure and stated:

"Mr. President, as was the case with S.B. Nos. 1606, 1599 and 1514, I rise in opposition to S.B. No. 1600, S.D. 1.

"Here again, Mr. President, I believe this bill vests too much discretion in the hands of the individual police officer. I would remind my colleagues once again that the implied consent law

and the choice in the types of tests to be taken arise out of the plain fact that a blood test is inherently more intrusive than a breath test. Thus, the driver is given an option to have his or her body violated by a needle.

"Mr. President, I would like to urge my colleagues to join me in voting 'no' on S.B. No. 1600, S.D. 1."

Senator Hogue then requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I also rise in opposition to this measure. It appears that the good Senator from Maui has been looking at my notes over here . . . he sounds a lot like me.

"I do have concerns about this that it may not allow for sufficient probable cause and could result in the police in a 'fishing expedition' to determine if the individual is in fact impaired by alcohol or drugs. I think this is another one of those bills that just goes too far by empowering the police department to do things that we never really intended for the police to do.

"Thank you."

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 966 was adopted and S.B. No. 1600, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL, DRUGS, AND HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Chumbley, English, Fukunaga, Ihara, Matsunaga).

S.B. No. 1466, S.D. 1:

Senator Kanno moved that S.B. No. 1466, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose and said:

"Mr. President, I would like to insert my comments in opposition to this measure into the Journal. Thank you."

"The Chair having so ordered, Senator Chumbley's remarks in opposition read as follows:

"This is another example in which the Prosecutor's Office lost another case and is now attempting to get the Legislature to overturn the court's decision.

"The Legislature's primary duty is to enact the laws of the state and the Judicial branch of government is entrusted with the responsibility of interpreting the laws under its jurisdiction and to insure that the laws are applied consistently and fairly to all. It sets forth bad precedent when the Legislature begins to get involved in interpreting the same laws that it adopted. Granted, when an ambiguity exists in the law, legislative intent becomes the primary focus as to why a certain rule was adopted and what did the Legislature truly mean when it adopted such legislation.

"As adopted by the Legislature when first consolidating all the common-law theft statutes and adhering to the principles of

the Model Penal Code (MPC), this very Legislature defined theft to require that the accused intended to deprive another person of property or services. The scienter (actual knowledge) of the value of the property being taken is IRRELEVANT. Theft is a specific intent crime. The theft law was designed to punish the offender according to the severity of the intended theft.

"Any tinkering with the elements of an offense should be fully explored and discussed and not done in a piecemeal fashion."

The motion was put by the Chair and carried, S.B. No. 1466, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Chumbley, Matsunaga).

At 7:00 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:05 o'clock p.m.

Stand. Com. Rep. No. 975 (S.B. No. 664, S.D. 2):

Senator Taniguchi rose and said:

"Mr. President, on behalf of the Committee on Ways and Means, I request that the amendments to S.B. No. 664, S.D. 2, be withdrawn. The reason for this is we want to go back to S.D. 1 and pass it 'as is.'"

Senator Slom rose and said:

"Mr. President, ever cooperative, the Minority is very happy to acquiesce to the Senator's request."

Senator Hemmings then added:

"Mr. President, I'd like the record to note that I'm as equally confused by S.D. 1 as I was by S.D. 2." (Laughter.)

By unanimous consent, the amendments to S.B. No. 664 proposed in S.D. 2 were withdrawn, Stand. Com. Rep. No. 975 was received and placed on file, and S.B. No. 664, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SMALL BOAT HARBORS," was placed on the calendar for Third Reading on Thursday, March 8, 2001.

Stand. Com. Rep. No. 976 (S.B. No. 834, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 976 be adopted and S.B. No. 834, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support with reservations.

"During the testimony, it was brought out by those people that support the so-called clean elections bill, where we would raid the public treasury to support poor politicians, that the current system of the voluntary check-off is not working at the \$2.00 level. So their proposal was, since it doesn't work at \$2.00, raise it to \$10.00. This bill modifies that and only raises it to \$5.00 for an individual.

"I'm willing to give it a try as long as it's a voluntary provision, but with reservations. Thank you."

Senators Hogue and Hemmings then requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 976 was adopted and S.B. No. 834, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HAWAII ELECTION CAMPAIGN FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 978 (S.B. No. 1366, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 978 be adopted and S.B. No. 1366, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak in favor of the measure with reservations and said:

“Mr. President, I rise to speak in favor of the bill with reservations.

“I call this a sea-flight bill, Mr. President. The private sector has tried numerous times before with transportation of this sort. There’s also been a great public expense with several efforts to get this concept in the water and running, and it hasn’t worked. It seems like we’re continuing to pursue a form of transportation that is unpalatable to the public.”

Senator Slom requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 978 was adopted and S.B. No. 1366, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hogue). Excused, 1 (Inouye).

Stand. Com. Rep. No. 979 (S.B. No. 1469, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 979 be adopted and S.B. No. 1469, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Kokubun rose to speak in favor of the measure and said:

“Mr. President, I rise to speak in favor of S.B. No. 1469, S.D. 1.

“There are three primary purposes of this bill – one is kind of an obtuse way of addressing the constitutional provision regarding the identification and protection of important agricultural lands. That’s been before this body or before the Legislature for 22 years now, and there really has been no action. Primarily, I think it’s because the idea was to try to identify criteria that could be applied statewide to identify the important ag lands, which doesn’t work in the individual counties.

“Because those efforts have been unsuccessful, there have been various attempts by groups to take a look at the marginal ag land aspect, and by default, perhaps identifying the important ag lands. I think the important thing is that through the county planning process, there have been a number of attempts to

identify those marginal lands. In fact, all ag lands are under pressure now for development. So I think in that regard, the marginal ag lands are a good first step in looking at the constitutional provision.

“The second purpose of this bill is to establish a working group that actually integrates the county planning departments into the effort with the state. I think that’s going to be very, very important because the counties have really become quite sophisticated in their planning and land use regulations and, through their general plans and their community development plans, have really looked at the issue to a great extent. I think this taskforce or this working group would actually formalize that relationship and really bring the two land use/planning sectors into agreement.

“The third and final primary purpose in my mind is to really maximize the use of our state land use classification Rural District, which is very much underutilized at this point in time. I think that the Rural District, as we know in the history of the development of the land use laws, was developed after conservation, agriculture, and urban districts were established and has really not been used a great deal, but I think it really provides that kind of transition area between our urban areas and our active ag uses. It’s for that reason this working group would be looking at identifying those marginal ag lands and would also be looking at processing those marginal lands into the rural district which would allow the maintaining of that sort of lifestyle, that rural lifestyle.

“So with that, I ask all my colleagues to support this measure. Thank you.”

Senators Ihara, Fukunaga and Chumbley requested their votes be cast “aye, with reservations,” and the Chair so ordered.

Senator Chun rose to speak in support of the measure as follows:

“Mr. President, I support this bill and I would like the comments of the honorable Senator from the Big Island to be adopted as my own.”

Senator Hogue then requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 979 was adopted and S.B. No. 1469, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LAND USE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 982 (S.B. No. 711, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 982 be adopted and S.B. No. 711, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak in favor with reservations and said:

“Mr. President, I rise to speak in favor of the bill with reservations.

“Prior to this Legislative Session, there were surveys taken and the majority of legislators in both houses expressed their support for raising the age of consent to 16, some to 17, some to 18, but generally to 16. Of the social issues that the public has gotten very concerned and exercised about and has spoken out

publicly about time and time again, they have always listed the age of consent as one of the top issues. They wanted 16 as a minimum. Most wanted a higher age.

"Can you imagine their surprise and their disappointment with us when we compromised already, in opposition to most of the testimony that we heard, and went down to 15 as the age of consent. I think it's really a sad message that we're sending out because it certainly is anti-woman/anti-girl that we're sending out, and it is anti-parent and it is anti-the-public. They have made their impressions very clear as to what they expect us to do in this area, and we've not been able to do it.

"It's interesting also, as I mentioned previously, that a number of my colleagues were quoting the city prosecutor's questions and objections to this measure. Although, when the city prosecutor usually comes and asks for stiffer law enforcement penalties, some of these same colleagues object to the police powers of the prosecutor. In addition to that, I do recall that the Chair of the Health and Human Services Committee had asked the prosecutor and the prosecutor's office for help in drafting legislation that would meet their concerns and would overcome some of the vagaries that they were complaining about in terms of enforceability, but we didn't do these things.

"So we're going into a weak position from the beginning, and as I said, I think it sends the wrong message from this body and to the community. Thank you."

Senators Hogue and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 982 was adopted and S.B. No. 711, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1457, S.D. 1:

Senator Kanno moved that S.B. No. 1457, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak on the measure and said:

"Mr. President, unless I'm misinterpreting this bill, and if my colleagues can correct me, I have a real problem here in that we're going to give original jurisdiction over a number of areas currently in the domain of the Supreme Court to the Circuit Court.

"I really don't have too much problems when we're talking about the Hawaii Tourism Authority, Hawaii Community Development Authority, and the procurement process, but I have a lot of problems with giving original concern to the Circuit Court in the area of elections. I think that was one of the things that we've talked about here – about how difficult it was to try to get adjudication if you now have to go to the Circuit Court and start out with anything having to do with elections and then go through an appeal process. People will be very old indeed before they get any kind of reconciliation, if that at all.

"So as I said, I don't have any problem with the other parts of the bill, but if I am correct in this assessment of this bill, I will vote 'no' unless it can be shown to me why the election process does not remain with the Supreme Court.

"Thank you."

Senator Kanno rose to respond as follows:

"Mr. President, I would like to correct the previous speaker.

"The bill was amended to make the adjustment so that the jurisdiction on elections would remain with the Supreme Court. Thank you."

Senator Slom rose and said:

"I thank the Judiciary Chairman for that correction, and I will vote with reservations. Thank you."

The motion was put by the Chair and carried, S.B. No. 1457, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Kim).

Stand. Com. Rep. No. 989 (S.B. No. 181, S.D. 3):

Senator Taniguchi moved that Stand. Com. Rep. No. 989 be adopted and S.B. No. 181, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise in favor of the bill with reservations.

"I wanted to point out that Sections 11 and 12 of this bill might be unconstitutional, going against the fourth amendment because they allow for warrantless searches and seizures without probable cause or justification. I think that we should at least look into that.

"Thank you."

Senators Slom and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 989 was adopted and S.B. No. 181, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Kim).

Stand. Com. Rep. No. 991 (S.B. No. 204, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 991 be adopted and S.B. No. 204, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senators Hemmings, Hogue, English and Slom requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 991 was adopted and S.B. No. 204, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Kim).

At 7:19 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:22 o'clock p.m.

Stand. Com. Rep. No. 995 (S.B. No. 582, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 995 was adopted and S.B. No. 582, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSPACE ENTREPRENEURS ACADEMIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 996 (S.B. No. 1577, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 996 be adopted and S.B. No. 1577, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against the bill.

"Very briefly, this invests continually into the failures of DAGS rather than looking at systemic reform. Therefore, I'm voting 'no' in the hopes that we'll consider, in the rest of this Legislative Session, ways to put repair and maintenance resources in the hands of the principals in the schools rather than in the hands of DAGS.

"Thank you, Mr. President."

Senator Sakamoto rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in support of the measure and some of the concerns of the Senator from Waimanalo hopefully will be addressed as DAGS and DOE work together.

"Mr. President, I know the hour is late, but this is a very important measure – fixing our schools. This bill provides the framework to fulfill our commitment to address the \$600 million backlog of public school repairs. Your Committees have worked to develop a system that assures appropriate allocation of these funds, a fair and equitable system of prioritization of projects, and an ongoing maintenance program that assures timely repairs to prevent secondary damage and wholesale deterioration of our school facilities – facilities, Mr. President and colleagues, that represent an investment of over \$1.7 billion.

"During the 2000 Legislative Session, DAGS and the DOE estimated that we faced a backlog of \$240 million in the public schools. During the interim, they revised their estimate to \$600 million.

"In response to the growing backlog, the Senate Education and Ways and Means Committees established a working group to work during the interim with industry stakeholders to come up with long-range solutions. The Group met with DAGS and DOE staff, school staff, parents, students, industry and trade organizations, reviewed current and proposed policies and procedures and researched past studies and reports.

"Those efforts have resulted in S.B. No. 1577, S.B. No. 493 and S.B. No. 1211. Together these bills can provide a comprehensive approach to school repair and maintenance and emphasize systemic improvements that require planned long-term funding. It assures that the backlog can be eliminated over a ten-year period and hopefully we'll find the funds to do that and really do ongoing maintenance to prevent future backlogs.

"Mr. President, these measures were strongly supported by the stakeholders, community members, the schools, and we hope that we will get strong support in this body as well, Mr. President.

"Thank you."

Senator Kawamoto rose in support of the measure and said:

"Mr. President, besides the repair and maintenance that we all support, I'd like to thank the Chair for putting in this bill, something that I've been concerned about for the last six years, and that's the concern about business managers in our schools. We have 19 in this bill; we hope to get some more.

"Thank you very much, Chairman."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, reluctantly, I rise in opposition to this bill.

"As the last Senator from Waipahu said, it does have several good features in it but it also creates the state educational facilities repair and maintenance special fund. We have to get rid of that \$640 million backlog in maintenance. We had the money. The money was cockroached out of the maintenance funds in the past. It's criminal as to what we did or what we allowed to happen, but we don't solve that by creating more special funds.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 996 was adopted and S.B. No. 1577, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 999 (S.B. No. 1473, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 999 was adopted and S.B. No. 1473, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PLANNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1096, S.D. 1:

Senator Taniguchi moved that S.B. No. 1096, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support with reservations.

"I remain a staunch supporter for privatization, true and meaningful privatization. This bill really doesn't do that. It's not clear. I think that we have really decided not to make a very clear statement on privatization to services and it does not address the Konno v County of Hawaii decision, but we'll move it along and I'll support it with reservations."

Senator Kanno requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Inouye rose to speak with reservations on the measure and said:

"Mr. President, I speak on this bill with reservations.

"It was approved without a proper hearing. I believe we need to look at ways to increase government efficiency and decrease costs, but I do not agree with how it was done in this case.

"As Chair of the Water, Land, Energy, and Environment Committee, I am committed to public participation on legislation. We must be accountable. As Legislators, we should fully comply with this obligation. I understand the bill contains a defective effective date, however the addition of this date does not save the Senate from criticism.

"If we allow this kind of bill processing to continue, it will further cloud the negative appearance and feelings that the public has on the political process and the legislators.

"While most legislation we have passed takes a giant step forward, the approval process this bill went through takes a GIANT step backwards. With that, Mr. President, I vote on this bill with reservations."

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1096, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1005 (S.B. No. 940):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1005 was adopted and S.B. No. 940, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE UNFAIR PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1007 (S.B. No. 848, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 1007 be adopted and S.B. No. 848, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator English rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in support of S.B. No. 848, S.D. 2.

"In a nutshell, Mr. President, the purpose of this bill is to ensure that our law enforcement officers are not relegated to

second-class citizens who, by nature of their jobs, are denied their Fifth Amendment rights under the constitution. Currently, officers in the State can and are being ordered to make statements that may incriminate themselves under the threat of losing their jobs. This is to say that administrative orders within our county police departments allow for discipline of an officer up to and including termination for refusing to answer questions posed to them during the course of an administrative investigation.

"It has been said that a law enforcement bill of rights is unnecessary because law enforcement officers are afforded what has been called Garrity rights. Under Garrity, statements made by an officer during the course of an administrative investigation cannot be used against the officer in criminal proceedings. However, Mr. President, without going into too much detail, there have been instances where statements made under Garrity have been produced in court. It is my understanding that some of these rulings have been overturned by the US Supreme Court. However, I'd like to assert to my colleagues that none of the police officers I know have the means to appeal a case all the way to the Supreme Court.

"In sum, Mr. President, I would like to say that it is important that we remember that police officers, merely because they have chosen to serve the public, should not and cannot be made to give up their rights as citizens of the United States. These men and women are citizens with rights first, who also happen to be police officers. I'm confident that officers who require discipline can be disciplined without forcing them to waive their Fifth Amendment rights and that this bill provides a method by which that right can be protected.

"Thank you."

Senators Slom and Hemmings then requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Chumbley rose in support of the measure with reservations and stated:

"Mr. President, I rise to support the measure with reservations.

"Although I agree that affording the due process and the constitutional protections that every citizen is entitled to under article V to police officers is important, I feel that the bill may go beyond some of its stated purposes with regards to the superseding of existing state laws, preempting county laws, and overriding chapter 91.

"So until we see a final version of this bill, Mr. President, I do have some concerns. Thank you."

Senator Ihara then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1007 was adopted and S.B. No. 848, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT OFFICERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1008 (S.B. No. 864, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 1008 be adopted and S.B. No. 864, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1008 was adopted and S.B. No. 864, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1009 (S.B. No. 796, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1009 was adopted and S.B. No. 796, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 7:34 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:35 o'clock p.m.

**MATTER DEFERRED FROM
EARLIER ON THE CALENDAR**

THIRD READING

Stand. Com. Rep. No. 926 (S.B. No. 1170, S.D. 2):

By unanimous consent, Stand. Com. Rep. No. 926 and S.B. No. 1170, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISPLACED LESSEES," were recommitted to the Committee on Economic Development and Technology.

ADJOURNMENT

At 7:36 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 12:00 o'clock noon, Thursday, March 8, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-EIGHTH DAY

Thursday, March 8, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 12:29 o'clock p.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Chuck Klingman, The Father's House Church, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Twenty-Seventh Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 129 to 347) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 129, transmitting H.B. No. 11, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 11, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 130, transmitting H.B. No. 16, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 16, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 131, transmitting H.B. No. 17, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 17, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE PROJECTS," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 132, transmitting H.B. No. 20, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 20, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SALES AGENTS OF TIME SHARE UNITS," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 133, transmitting H.B. No. 22, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 22, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 134, transmitting H.B. No. 23, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 23, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DECEPTIVE TRADE PRACTICES FOR TIME SHARE PLANS," passed First Reading by title and was referred jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 135, transmitting H.B. No. 47, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 47, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 136, transmitting H.B. No. 71, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 71, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 137, transmitting H.B. No. 73, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 73, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Hawaiian Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 138, transmitting H.B. No. 77, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 77, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 139, transmitting H.B. No. 87, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 87, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SUPPORT CENTERS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 140, transmitting H.B. No. 118, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 118, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE," passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 141, transmitting H.B. No. 123, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 123, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPEEDING," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 142, transmitting H.B. No. 135, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 135, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 143, transmitting H.B. No. 139, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 139, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE ALLOWANCE," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 144, transmitting H.B. No. 143, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 143, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 145, transmitting H.B. No. 161, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 161, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 146, transmitting H.B. No. 163, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 163, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD TAX CREDIT," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 147, transmitting H.B. No. 165, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 165, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 148, transmitting H.B. No. 166, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 166, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 149, transmitting H.B. No. 169, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 169, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 150, transmitting H.B. No. 170, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 170, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed First Reading by title and was referred jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 151, transmitting H.B. No. 171, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 171, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC

EMPLOYMENT,” passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 152, transmitting H.B. No. 173, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 173, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES,” passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 153, transmitting H.B. No. 175, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 175, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 154, transmitting H.B. No. 176, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 176, H.D. 3, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 155, transmitting H.B. No. 177, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 177, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRIVATELY-OPERATED CORRECTIONAL FACILITIES,” passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, then to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 156, transmitting H.B. No. 187, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 187, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RECONSTRUCTED VEHICLES,” passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 157, transmitting H.B. No. 202, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 202, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,” passed First Reading by title and was referred to the Committee on Health and Human Services, then jointly to

the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

Hse. Com. No. 158, transmitting H.B. No. 204, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 204, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS,” passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 159, transmitting H.B. No. 212, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 212, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE STATE WATER CODE,” passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 160, transmitting H.B. No. 213, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 213, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 161, transmitting H.B. No. 223, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 223, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO OPTOMETRY,” passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 162, transmitting H.B. No. 236, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 236, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT,” passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 163, transmitting H.B. No. 237, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 237, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MANDATED HEALTH COVERAGE REVIEW,” passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 164, transmitting H.B. No. 249, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 249, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 165, transmitting H.B. No. 269, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 269, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 166, transmitting H.B. No. 271, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 271, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 167, transmitting H.B. No. 282, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 282, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 168, transmitting H.B. No. 296, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 296, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 169, transmitting H.B. No. 299, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 299, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILD SUPPORT ENFORCEMENT AGENCY," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 170, transmitting H.B. No. 301, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 301, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISPLAY," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 171, transmitting H.B. No. 321, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 321, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 172, transmitting H.B. No. 357, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 357, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS' SPECIAL COMPENSATION," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 173, transmitting H.B. No. 365, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 365, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL COMMODITY DAMAGE," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Judiciary.

Hse. Com. No. 174, transmitting H.B. No. 369, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 369, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 175, transmitting H.B. No. 384, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 384, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Judiciary.

Hse. Com. No. 176, transmitting H.B. No. 390, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 390, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HATE CRIMES," passed

First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 177, transmitting H.B. No. 407, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 407, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 178, transmitting H.B. No. 411, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 411, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 179, transmitting H.B. No. 415, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 415, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 180, transmitting H.B. No. 424, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 424, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAX," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 181, transmitting H.B. No. 432, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 432, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MILLENNIUM WORKFORCE DEVELOPMENT PROGRAM," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 182, transmitting H.B. No. 451, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 451, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 183, transmitting H.B. No. 469, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 469, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL PERSONNEL," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 184, transmitting H.B. No. 472, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 472, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 185, transmitting H.B. No. 502, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 502, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 186, transmitting H.B. No. 503, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 503, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE LEASES," passed First Reading by title and was referred jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 187, transmitting H.B. No. 506, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 506, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE STATE IRRIGATION PROGRAM," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 188, transmitting H.B. No. 509, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 509, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 189, transmitting H.B. No. 511, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 511, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMEDIES OF PART VII, CHAPTER 103D, HAWAII REVISED STATUTES," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 190, transmitting H.B. No. 512, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 512, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANCILLARY FACILITIES FOR THE STATE ART MUSEUM IN THE NO. 1 CAPITOL DISTRICT BUILDING," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 191, transmitting H.B. No. 516, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 516, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 192, transmitting H.B. No. 518, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 518, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 193, transmitting H.B. No. 532, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 532, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PREVENTION OF THE FILING OF FRIVOLOUS FINANCING STATEMENTS," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 194, transmitting H.B. No. 533, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 533, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 195, transmitting H.B. No. 534, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 534, entitled: "A BILL FOR

AN ACT RELATING TO FUNCTIONAL PLANS," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 196, transmitting H.B. No. 538, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 538, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary.

Hse. Com. No. 197, transmitting H.B. No. 542, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 542, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FEE SIMPLE RESIDENTIAL REVOLVING FUND," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 198, transmitting H.B. No. 544, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 544, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 199, transmitting H.B. No. 551, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 551, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 200, transmitting H.B. No. 554, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 554, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 201, transmitting H.B. No. 557, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 557, H.D. 2, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF

GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAAHI BISHOP MUSEUM, OAHU," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 202, transmitting H.B. No. 562, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 562, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 203, transmitting H.B. No. 564, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 564, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 204, transmitting H.B. No. 565, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 565, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 205, transmitting H.B. No. 567, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 567, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 206, transmitting H.B. No. 568, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 568, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 207, transmitting H.B. No. 569, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 569, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS," passed First Reading by title and was referred to the Committee

on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 208, transmitting H.B. No. 571, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 571, entitled: "A BILL FOR AN ACT RELATING TO THE SHORT-TERM INVESTMENT OF STATE MONEYS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 209, transmitting H.B. No. 572, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 572, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 210, transmitting H.B. No. 573, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 573, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPEAL OF OUTSTANDING AUTHORIZED BUT UNISSUED SPECIAL PURPOSE REVENUE BONDS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 211, transmitting H.B. No. 574, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 574, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 212, transmitting H.B. No. 575, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 575, H.D. 2, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII OF THE HAWAII CONSTITUTION REGARDING AN EMERGENCY AND BUDGET RESERVE FUND," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 213, transmitting H.B. No. 576, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 576, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 214, transmitting H.B. No. 584, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 584, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 215, transmitting H.B. No. 585, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 585, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 216, transmitting H.B. No. 589, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 589, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARCHITECTS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 217, transmitting H.B. No. 590, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 590, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 218, transmitting H.B. No. 592, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 592, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCER LICENSING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 219, transmitting H.B. No. 593, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 593, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 220, transmitting H.B. No. 594, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 594, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR

INSURANCE LICENSEES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 221, transmitting H.B. No. 595, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 595, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 222, transmitting H.B. No. 596, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 596, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 223, transmitting H.B. No. 597, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 597, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL SERVICES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 224, transmitting H.B. No. 601, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 601, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADEMARKS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 225, transmitting H.B. No. 602, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 602, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 226, transmitting H.B. No. 603, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 603, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY PARTNERSHIPS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 227, transmitting H.B. No. 608, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 608, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 228, transmitting H.B. No. 614, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 614, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 229, transmitting H.B. No. 620, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 620, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 230, transmitting H.B. No. 626, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 626, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed First Reading by title and was referred to the Committee on Hawaiian Affairs, then to the Committee on Judiciary.

Hse. Com. No. 231, transmitting H.B. No. 627, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 627, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed First Reading by title and was referred to the Committee on Hawaiian Affairs, then to the Committee on Judiciary.

Hse. Com. No. 232, transmitting H.B. No. 629, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 629, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 233, transmitting H.B. No. 630, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 630, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 234, transmitting H.B. No. 632, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 632, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 235, transmitting H.B. No. 633, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 633, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FUNERAL ASSISTANCE PAYMENTS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 236, transmitting H.B. No. 636, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 636, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 237, transmitting H.B. No. 638, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 638, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 238, transmitting H.B. No. 643, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 643, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MERIT APPEALS BOARD," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 239, transmitting H.B. No. 644, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 644, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 240, transmitting H.B. No. 646, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 646, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 241, transmitting H.B. No. 647, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 647, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 242, transmitting H.B. No. 650, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 650, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVANCE DIRECTIVES FOR PSYCHIATRIC CARE," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 243, transmitting H.B. No. 654, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 654, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 244, transmitting H.B. No. 659, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 659, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," passed First Reading by title and was referred jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 245, transmitting H.B. No. 662, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 662, H.D. 2, entitled: "A

BILL FOR AN ACT RELATING TO CRIMINAL PENALTIES," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary.

Hse. Com. No. 246, transmitting H.B. No. 663, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 663, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE NEWBORN HEARING SCREENING PROGRAM," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 247, transmitting H.B. No. 666, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 666, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL WASTEWATER SYSTEMS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 248, transmitting H.B. No. 683, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 683, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS PENALTIES," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Judiciary.

Hse. Com. No. 249, transmitting H.B. No. 685, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 685, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF VESSELS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 250, transmitting H.B. No. 687, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 687, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 251, transmitting H.B. No. 689, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 689, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FOREST STEWARDSHIP PROGRAM," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 252, transmitting H.B. No. 690, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 690, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR NATURAL RESOURCES," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary.

Hse. Com. No. 253, transmitting H.B. No. 691, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 691, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary.

Hse. Com. No. 254, transmitting H.B. No. 695, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 695, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISPLACED LESSEES," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 255, transmitting H.B. No. 696, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 696, entitled: "A BILL FOR AN ACT RELATING TO REPORTS," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 256, transmitting H.B. No. 702, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 702, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE," passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 257, transmitting H.B. No. 703, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 703, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 258, transmitting H.B. No. 715, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 715, entitled: "A BILL FOR AN ACT RELATING TO THE INTEGRATED TAX INFORMATION MANAGEMENT SYSTEMS ACQUISITION BY THE DEPARTMENT OF TAXATION," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 259, transmitting H.B. No. 718, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 718, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 260, transmitting H.B. No. 719, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 719, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 261, transmitting H.B. No. 723, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 723, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 262, transmitting H.B. No. 725, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 725, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE TRANSPORTATION PLANNING," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs.

Hse. Com. No. 263, transmitting H.B. No. 730, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 730, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF

HAWAII," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 264, transmitting H.B. No. 731, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 731, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 265, transmitting H.B. No. 733, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 733, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 266, transmitting H.B. No. 739, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 739, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL COOPERATIVES," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 267, transmitting H.B. No. 741, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 741, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 268, transmitting H.B. No. 761, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 761, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNACCREDITED DEGREE GRANTING INSTITUTIONS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 269, transmitting H.B. No. 774, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 774, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 270, transmitting H.B. No. 786, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 786, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 271, transmitting H.B. No. 790, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 790, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE WORKER INJURY PREVENTION," passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 272, transmitting H.B. No. 815, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 815, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 273, transmitting H.B. No. 830, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 830, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 274, transmitting H.B. No. 831, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 831, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERISLAND VEHICLE TRANSFERS," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 275, transmitting H.B. No. 840, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 840, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 276, transmitting H.B. No. 850, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 850, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SICK LEAVE," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 277, transmitting H.B. No. 852, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 852, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 278, transmitting H.B. No. 857, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 857, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 279, transmitting H.B. No. 860, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 860, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 280, transmitting H.B. No. 861, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 861, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OPERATIONS AND MAINTENANCE OF CERTAIN AGRICULTURE-RELATED INFRASTRUCTURE ON KAUAI," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 281, transmitting H.B. No. 862, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 862, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF SOCIAL WORKER POSITIONS," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 282, transmitting H.B. No. 863, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 863, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE MASTER PLAN FOR KOKEE AND WAIMEA CANYON STATE PARKS," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 283, transmitting H.B. No. 868, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 868, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 284, transmitting H.B. No. 869, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 869, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 285, transmitting H.B. No. 870, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 870, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 286, transmitting H.B. No. 896, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 896, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REVISED UNIFORM COMMERCIAL CODE ARTICLE 9 – SECURED TRANSACTIONS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 287, transmitting H.B. No. 917, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 917, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLINICAL SOCIAL WORKERS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 288, transmitting H.B. No. 925, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 925, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOANS," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 289, transmitting H.B. No. 937, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 937, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL SERVICE CONTRACTS," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 290, transmitting H.B. No. 945, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 945, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORK," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 291, transmitting H.B. No. 954, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 954, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO REGULATORY PROCESSES," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 292, transmitting H.B. No. 998, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 998, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary.

Hse. Com. No. 293, transmitting H.B. No. 1016, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1016, entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERS OF THE BOARD OF EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Judiciary.

Hse. Com. No. 294, transmitting H.B. No. 1026, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1026, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," passed First Reading by title and was referred to the Committee on Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 295, transmitting H.B. No. 1041, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1041, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHER COMPENSATION," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 296, transmitting H.B. No. 1044, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1044, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 297, transmitting H.B. No. 1048, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1048, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE LIBRARIAN," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 298, transmitting H.B. No. 1056, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1056, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 299, transmitting H.B. No. 1058, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1058, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 300, transmitting H.B. No. 1074, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1074, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DROUGHT

MITIGATING FACILITIES,” passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 301, transmitting H.B. No. 1076, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1076, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF PUBLIC SAFETY,” passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 302, transmitting H.B. No. 1089, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1089, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 303, transmitting H.B. No. 1111, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1111, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES,” passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 304, transmitting H.B. No. 1113, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1113, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 305, transmitting H.B. No. 1115, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1115, entitled: “A BILL FOR AN ACT RELATING TO THE ADMISSIBILITY OF PAID BILLS IN COURT,” passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 306, transmitting H.B. No. 1118, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1118, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HUNTING,” passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment.

Hse. Com. No. 307, transmitting H.B. No. 1130, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1130, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY,” passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 308, transmitting H.B. No. 1131, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1131, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REAL PROPERTY APPRAISALS,” passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 309, transmitting H.B. No. 1134, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1134, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES,” passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 310, transmitting H.B. No. 1156, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1156, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND,” passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 311, transmitting H.B. No. 1173, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1173, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LODGING OR TENEMENT HOUSES, HOTELS, AND BOARDINGHOUSES,” passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 312, transmitting H.B. No. 1216, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1216, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE KOREAN CENTENNIAL CELEBRATION COMMISSION,” passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 313, transmitting H.B. No. 1221, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1221, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CYBERSQUATTING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 314, transmitting H.B. No. 1231, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1231, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 315, transmitting H.B. No. 1245, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1245, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 316, transmitting H.B. No. 1256, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1256, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 317, transmitting H.B. No. 1273, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1273, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 318, transmitting H.B. No. 1282, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1282, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION TAX CREDITS," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 319, transmitting H.B. No. 1287, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1287, H.D. 1, entitled: "A

BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred jointly to the Committee on Agriculture and the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 320, transmitting H.B. No. 1288, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1288, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 321, transmitting H.B. No. 1310, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1310, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC.," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 322, transmitting H.B. No. 1318, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1318, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 323, transmitting H.B. No. 1335, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1335, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 324, transmitting H.B. No. 1339, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1339, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 325, transmitting H.B. No. 1351, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1351, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT,"

passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 326, transmitting H.B. No. 1361, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1361, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A HAWAIIAN AFFAIRS TASK FORCE," passed First Reading by title and was referred to the Committee on Hawaiian Affairs, then to the Committee on Judiciary.

Hse. Com. No. 327, transmitting H.B. No. 1385, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1385, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO NET ENERGY METERING," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 328, transmitting H.B. No. 1391, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1391, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ARTS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 329, transmitting H.B. No. 1400, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1400, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 330, transmitting H.B. No. 1473, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1473, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 331, transmitting H.B. No. 1526, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1526, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOGS," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary.

Hse. Com. No. 332, transmitting H.B. No. 1552, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1552, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 333, transmitting H.B. No. 1555, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1555, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADOLESCENCE SCHOOL-BASED SUBSTANCE ABUSE TREATMENT," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 334, transmitting H.B. No. 1561, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1561, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 335, transmitting H.B. No. 1586, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1586, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 336, transmitting H.B. No. 1589, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1589, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 337, transmitting H.B. No. 1595, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1595, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 338, transmitting H.B. No. 1640, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1640, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 339, transmitting H.B. No. 1662, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1662, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 340, transmitting H.B. No. 1666, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1666, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE REPAIR AND MAINTENANCE OF SCHOOLS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 341, transmitting H.B. No. 1667, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1667, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 342, transmitting H.B. No. 1669, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1669, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 343, transmitting H.B. No. 1670, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1670, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 344, transmitting H.B. No. 1671, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1671, H.D. 2, entitled: "A

BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 345, transmitting H.B. No. 1678, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1678, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 346, transmitting H.B. No. 1679, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1679, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DILLINGHAM AIRFIELD," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 347, transmitting H.B. No. 1685, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1685, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

JUDICIARY COMMUNICATION

Jud. Com. No. 2, submitting for consideration and consent, the nomination of TRUDY K. SENDA to the Office of Judge, District Court of the Fifth Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of six years, was read by the Clerk and was referred to the Committee on Judiciary.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 27 to 42) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 27 "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON A COMPREHENSIVE SAFETY PROGRAM FOR ROADS AND HIGHWAYS."

Offered by: Senators Tam, Chun Oakland, Nakata, Kokubun, Kanno, Ihara, Slom.

No. 28 "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE HIGH TECHNOLOGY TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S HIGH TECHNOLOGY INDUSTRY."

Offered by: Senators Tam, Buen, Kawamoto, Chun Oakland, Kanno, Nakata, Kokubun, Ihara, Slom.

No. 29 "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF AN ECONOMIC TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S ECONOMIC DIVERSITY."

Offered by: Senators Tam, Buen, Kawamoto, Chun Oakland, Kanno, Kokubun, Ihara, Slom.

No. 30 "SENATE CONCURRENT RESOLUTION REQUESTING THE HALTING OF THE KALAWAHINE 180 RESERVOIR PROJECT."

Offered by: Senators Tam, Buen, Kanno, Ihara, Slom.

No. 31 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE HAWAII TOURISM AUTHORITY."

Offered by: Senators Kim, English, Tam, Ige, Buen, Sakamoto, Slom, Taniguchi, Ihara, Nakata, Chun, Bunda, Menor, Kokubun, Hemmings, Matsuura, Hanabusa, Matsunaga, Hogue, Kanno.

No. 32 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY REGARDING THE EFFICACY AND EFFICIENCY OF EEG BIOFEEDBACK IN THE TREATMENT OF ATTENTION DEFICIT HYPERACTIVITY DISORDERS, SUBSTANCE ABUSE, AND CRIMINAL RECIDIVISM."

Offered by: Senator Matsuura.

No. 33 "SENATE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION ON THE SUBJECT OF JUDICIAL TAXATION."

Offered by: Senator Matsuura.

No. 34 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO KEEP THE WAIMANO HOME CRISIS SHELTER OPEN AND OPERATING UNTIL AN ADEQUATE PUBLIC OR PRIVATE FACILITY IS ABLE TO OFFER THE SAME SERVICES."

Offered by: Senators Tam, Kim, Slom, Matsuura, Buen, Kawamoto, Kokubun.

No. 35 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES GOVERNMENT TO PROVIDE FULL FEDERAL FUNDING FOR MANDATED PROGRAMS AND SERVICES."

Offered by: Senators Tam, Sakamoto, Ige, Kim, Slom, Matsuura, Buen, Kawamoto, Kokubun.

No. 36 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE MASTER PLAN FOR STATE PARKS."

Offered by: Senators Tam, Sakamoto, Ige, Kim, Slom, Matsuura, Buen, Kawamoto, Kokubun.

No. 37 "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE HIGH PRICES OF

GASOLINE IN THE STATE AND ITS EFFECT ON THE STATE'S ECONOMY."

Offered by: Senators Tam, Kawamoto, Buen, Matsuura, Slom.

No. 38 "SENATE CONCURRENT RESOLUTION REQUESTING A TASK FORCE BE FORMED TO FORMULATE A COMPREHENSIVE COMPUTER EDUCATION PROGRAM IN PUBLIC SCHOOLS."

Offered by: Senators Tam, Kawamoto, Buen, Matsuura.

No. 39 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO INVESTIGATE THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY'S ROLE IN STIMULATING HAWAII'S ECONOMY."

Offered by: Senators Tam, Slom.

No. 40 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO REASSESS THE ADMINISTRATIVE PRIORITIES IN HIS EXECUTIVE BUDGET."

Offered by: Senators Tam, Slom.

No. 41 "SENATE CONCURRENT RESOLUTION REQUESTING THAT PHARMACEUTICAL COMPANIES DOING BUSINESS IN HAWAII DEVELOP A MORE CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE PRESCRIPTION DRUGS."

Offered by: Senators Chun Oakland, Kanno, Buen, English, Chumbley, Ihara, Fukunaga, Matsunaga, Kokubun, Chun, Inouye, Nakata, Sakamoto.

No. 42 "SENATE CONCURRENT RESOLUTION STRONGLY URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO LEAD THE NATION AND IMMEDIATELY ADDRESS THE PROBLEM OF HIGH COST OF PRESCRIPTION DRUGS FOR ALL AMERICANS."

Offered by: Senators Chun Oakland, Kanno, Inouye, Matsunaga, Kokubun, Chumbley, Taniguchi, Kim, Nakata, Ige, Fukunaga, Matsuura, Sakamoto, Hanabusa, Kawamoto.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 22 to 33) were read by the Clerk and were deferred:

Senate Resolution

No. 22 "SENATE RESOLUTION REQUESTING A REPORT ON A COMPREHENSIVE SAFETY PROGRAM FOR ROADS AND HIGHWAYS."

Offered by: Senator Tam.

No. 23 "SENATE RESOLUTION REQUESTING THE HALTING OF THE KALAWAHINE 180 RESERVOIR PROJECT."

Offered by: Senators Tam, Buen, Chun Oakland, Kanno, Ihara, Slom.

No. 24 "SENATE RESOLUTION REQUESTING RESEARCH INTO A BUS VOUCHER SYSTEM FOR STATE AND CITY EMPLOYEES."

Offered by: Senator Tam, by request.

No. 25 "SENATE RESOLUTION REQUESTING A STUDY REGARDING THE EFFICACY AND EFFICIENCY OF EEG BIOFEEDBACK IN THE TREATMENT OF ATTENTION DEFICIT HYPERACTIVITY DISORDERS, SUBSTANCE ABUSE, AND CRIMINAL RECIDIVISM."

Offered by: Senator Matsuura.

No. 26 "SENATE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION ON THE SUBJECT OF JUDICIAL TAXATION."

Offered by: Senator Matsuura.

No. 27 "SENATE RESOLUTION URGING THE UNITED STATES GOVERNMENT TO PROVIDE FULL FEDERAL FUNDING FOR MANDATED PROGRAMS AND SERVICES."

Offered by: Senators Tam, Kim, Slom, Matsuura, Buen, Kawamoto, Kokubun, Sakamoto, Ige.

No. 28 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO KEEP THE WAIMANO HOME CRISIS SHELTER OPEN AND OPERATING UNTIL AN ADEQUATE PUBLIC OR PRIVATE FACILITY IS ABLE TO OFFER THE SAME SERVICES."

Offered by: Senators Tam, Kim, Slom, Matsuura, Buen, Kawamoto, Kokubun.

No. 29 "SENATE RESOLUTION REQUESTING A REPORT ON THE HIGH PRICES OF GASOLINE IN THE STATE AND ITS EFFECT ON THE STATE'S ECONOMY."

Offered by: Senators Tam, Kawamoto, Buen, Matsuura, Slom.

No. 30 "SENATE RESOLUTION REQUESTING A TASK FORCE BE FORMED TO FORMULATE A COMPREHENSIVE COMPUTER EDUCATION PROGRAM IN PUBLIC SCHOOLS."

Offered by: Senators Tam, Kawamoto, Buen, Matsuura, Slom.

No. 31 "SENATE RESOLUTION REQUESTING THE GOVERNOR TO REASSESS THE ADMINISTRATIVE PRIORITIES IN HIS EXECUTIVE BUDGET."

Offered by: Senators Tam, Slom.

No. 32 "SENATE RESOLUTION REQUESTING THAT PHARMACEUTICAL COMPANIES DOING BUSINESS IN HAWAII DEVELOP A MORE CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE PRESCRIPTION DRUGS."

Offered by: Senators Chun Oakland, Kanno, Buen, English, Chumbley, Ihara, Fukunaga, Inouye, Nakata, Matsunaga, Kokubun, Sakamoto, Chun.

No. 33 "SENATE RESOLUTION STRONGLY

URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO LEAD THE NATION AND IMMEDIATELY ADDRESS THE PROBLEM OF HIGH COST OF PRESCRIPTION DRUGS FOR ALL AMERICANS."

Offered by: Senators Chun Oakland, Kanno, Inouye, Matsunaga, Kokubun, Chumbley, Taniguchi, Kim, Nakata, Fukunaga, Hanabusa, Kawamoto, Ige, Matsuura, Sakamoto.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1016) recommending that H.B. No. 201, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 201, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION ACT," passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1017) recommending that S.C.R. No. 10 be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 10, entitled: "SENATE CONCURRENT RESOLUTION URGING THE IDENTIFICATION OF INAPPROPRIATE AND PORNOGRAPHIC MATERIAL ON THE INTERNET," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1018) recommending that S.R. No. 7 be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 7, entitled: "SENATE RESOLUTION URGING THE IDENTIFICATION OF INAPPROPRIATE AND PORNOGRAPHIC MATERIAL ON THE INTERNET," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1019) recommending that S.C.R. No. 7, as amended in S.D. 1, be adopted.

By unanimous consent Stand. Com. Rep. No. 1019 and S.C.R. No. 7, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPROVE ORAL HEALTH FOR CHILDREN IN THE STATE," was deferred until Friday, March 9, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1020) recommending that S.R. No. 4, as amended in S.D. 1, be adopted.

By unanimous consent Stand. Com. Rep. No. 1020 and S.R. No. 4, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPROVE ORAL HEALTH FOR CHILDREN IN THE STATE," was deferred until Friday, March 9, 2001.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1014 (Gov. Msg. No. 119):

Senator Kawamoto moved that Stand. Com. Rep. No. 1014 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Kawamoto then moved that the Senate advise and consent to the nomination of CHARLES M. KATSUYOSHI as Administrator, State Procurement Office, term to expire June 30, 2002, seconded by Senator Fukunaga.

Senator Kawamoto rose to speak in favor of the nominee as follows:

"Mr. President, I rise to speak in favor of the nominee.

"Mr. President, your Committee on Transportation, Military Affairs, and Government Operations, to which was referred Gov. Msg. No. 119, submit for study and consideration the nomination of Charles M. Katsuyoshi, gubernatorial nominee as Administrator of the State Procurement Office, for a term to expire June 30, 2002.

"Upon review of the resume and other background information submitted by the nominee, your Committee finds that Charles M. Katsuyoshi was born and raised in Hawaii. After graduating from the University of Hawaii, Mr. Katsuyoshi received a commission in the Army through the ROTC program. While in the Army, Mr. Katsuyoshi pursued a specialty in the field of logistics, which included responsibilities in procurement. Mr. Katsuyoshi then earned a Master of Science degree from the Florida Institute of Technology in business, with emphasis in procurement. Since 1994, Mr. Katsuyoshi has served as the Procurement Administrator for the City and County of Honolulu.

"Your Committee received testimony in support of the nominee from the Comptroller, the Assistant Administrator, and many others who had contact with the nominee.

"Your Committee members believe that Mr. Katsuyoshi is well equipped to handle the position of Administrator of the State Procurement Office. During the hearing regarding his nomination, Mr. Katsuyoshi outlined his four primary goals for the State Procurement Office:

- (1) To streamline government procurement through the use of information technology;
- (2) To increase cooperative procurement initiatives among the state, counties, and other governmental agencies;
- (3) To work to improve procurement laws and rules; and
- (4) To improve the procurement process through the training of procurement professionals and administrative support staff personnel.

"Your Committee finds that with his education, experience, and vision for the State Procurement Office, Mr. Katsuyoshi would make a very effective Administrator.

"As affirmed by the record of votes of the members of your Committee on Transportation, Military Affairs, and Government Operations that is attached to this report, has found the nominee to be qualified for the position to which nominated and recommends that the Senate advise and consent to the nomination."

Senator Hemmings rose in support of the nominee and said:

"Mr. President, I rise to speak in favor of the nomination.

"I had the opportunity to visit with Mr. Katsuyoshi in my office one day and was truly enlightened about his background. . . his background as a local boy who moved to the Mainland and achieved a high degree of success in the United States military. We know that the military is a meritocracy – where you achieve success not by who you know, but more by what you do and how well you do it. For this reason, I think he is eminently qualified to be the procurement officer for this State.

"I hope that in his decision-making in the future, he'll do what's best for the State not based upon who is doing it or who knows who, but on what is best for the taxpayers. Therefore, I speak highly of him and endorse his nomination.

"Thank you, Mr. President."

Senator Tam rose to speak in favor of the nominee and said:

"Mr. President, I wish to speak in favor of the nominee.

"This nominee has four characteristics I would like to expand upon. They are as follows:

1. He is knowledgeable of our procurement laws;
2. He is productive;
3. He is efficient; and
4. He is fair.

"Thank you."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At this time, Senator Kawamoto introduced Mr. Katsuyoshi, who was seated in the gallery with colleagues and well wishers.

Stand. Com. Rep. No. 1015 (Gov. Msg. No. 158):

Senator Matsuura moved that Stand. Com. Rep. No. 1015 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations of KRISTINE M. FOSTER, BERT Y. MATSUOKA, WENDELL T. MURAKAWA and BARBARA A. YAMASHITA to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, terms to expire June 30, 2004, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 12:41 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:43 o'clock p.m.

THIRD READING

S.B. No. 1575, S.D. 2:

Senator Kawamoto moved that S.B. No. 1575, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this legislation. I want to make it brief.

"This shifts the burden of safety from the pedestrian to the driver of the car and the balance of power on the highway. I'll guarantee you in every accident, the car will always win. There are going to be pedestrians that are going to be in the right, but unfortunately, they're going to be dead right.

"I urge my colleagues to vote 'no' against this legislation. Thank you."

Senator Kawamoto rose to respond in favor of the measure and said:

"Mr. President, I beg to differ with the prior speaker. I speak in favor of the bill.

"This bill puts the responsibility on the pedestrian. I just want to let you know that this bill is an idea that the Canadians had, and it really puts the responsibility also on the pedestrian. Right now, all the bills that are coming over from the House, and in the past, have always been that the responsibility is solely on the driver. This bill attempts to put some responsibility on the pedestrian and driver.

"As you know, 85 percent of the people that are hit by cars are in the walkways, so I urge you all to vote 'aye' on this bill."

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"I think the public looks to common sense legislation. With all due respect to the wonderful people from Canada, I'm not sure that this bill is making much common sense. If you were to look on page 4, for example, a pedestrian will have to 'Look for a break in the traffic that will permit vehicles time to stop safely and permit crossing by the pedestrian.' Point number two – 'Point either hand at a 45 degree angle towards the ground at the point of crossing.' What happens if they have kids in their hands? What happens if they're pushing a cart? What happens if they point their hands at 30 degrees or 32 degrees, or they can't point it at 45 degrees?

"I think this is a rather ridiculous point here, so let's put together the idea of some common sense legislation and vote 'no' on this one.

"Thank you."

Senators Ihara, Kim, English, Ige, Matsunaga and Chun Oakland then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1575, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE

TRAFFIC CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Chumbley, Hemmings, Hogue, Slom).

S.B. No. 1013, S.D. 3:

Senator Taniguchi moved that S.B. No. 1013, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak against the measure as follows:

"Mr. President, I rise to speak in opposition to the bill.

"This bill has to do with the Hawaii Community Development Authority and its expansion of its tax-exempt public facilities revenue bonds. The original draft was for \$35 million. The next draft went up to \$150 million. Now, of course, it's got a zero dollar amount, but I think the trend is clear – we're going to be voting to increase tremendously the scope and the power of the HCDA.

"There have been so many questions by people within the various communities affected by HCDA development and small businesses that I don't want to give it a carte blanche at this time. I want to see what the projects are for. I think we want to have a reasonable progression of dollar amounts, so I'll be voting 'no.'

"Thank you."

Senator Hemmings then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1013, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hogue, Slom).

S.B. No. 1033, S.D. 3:

Senator Taniguchi moved that S.B. No. 1033, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak in favor of the measure and said:

"In the interest of not having this Session progress too quickly, I want to do something that may astound you, Mr. President. I rise to speak in favor of this bill.

"I oftentimes . . . in fact I hope I will be noted for, if anything, and be remembered for, in my tenure here in the Legislature, voting 'no' against wanton spending on the part of government. Mr. President, I would like to say that this is a good expenditure. Bishop Museum is a repository for the cultures of the Pacific. Government should do this, and do well. I'm very proud to support this initiative.

"Thank you, Mr. President."

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in support of the measure with reservations.

"When you talk about the Bishop Museum, everybody says that they like the Bishop Museum, and I like the Bishop Museum too. What I don't like are some of the plans announced for Kakaako and the means of financing, and the fact that we don't really have a handle on how it's going to be done. This particular bill started out with an expenditure of \$2 million in general obligation bonds – not revenue bonds, not special purpose bonds, but general obligation bonds – which means the taxpayers would pay for them.

"At this point, again this bill reflects a zero dollar amount, but I will hold my reservations until we have the exact dollar amounts and we can have more discussion as to what is going to go in Kakaako as a whole.

"Thank you."

The motion was put by the Chair and carried, S.B. No. 1033, S.D. 3, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAAHI BISHOP MUSEUM, OAHU," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 791, S.D. 2:

Senator Taniguchi moved that S.B. No. 791, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Taniguchi rose to speak in favor of the measure as follows:

"Mr. President, I rise to speak in favor of S.B. No. 791.

"Mr. President, this bill will do two things – provide for a food tax credit and eliminate the income tax reduction which was part of Governor Cayetano's ERTF proposal three years ago. I will speak more about the latter provision.

"When we organized the Senate last year, I was humbled by the trust shown in me by many of my colleagues. In the past, I have proposed general excise tax increases to improve our educational system. I felt very strongly that this year we should be bold and do what we really needed to do. There is never a good time for a tax increase. When times are bad, some say do not raise taxes because it will hurt the economy. When times are good, those same people say do not raise taxes because we don't need the money.

"I was asked not to seek a general excise tax increase unless I could get a majority of both the House and Senate to support it. I was not able to do that. So I have not pursued that course, Mr. President, even though I believe that I could produce a tax package that would greatly benefit the citizens of this State and significantly improve our educational system.

"This bill is not a tax increase. It is not disguised as one. It is simply looking ahead and deciding that we probably cannot afford to implement tax reductions at this time.

"When I first assumed the duties of the Ways and Means Chairmanship, I was very encouraged by the fact that our economy had been improving. But I was soon confronted with mandated increases to fund Felix related costs and increases to fixed costs like debt service, retirement system contributions,

and health fund premiums. These were described as must-fund items. The increases run in the hundreds of millions of dollars.

"The Governor also proposed many initiatives of his own and encouraged his departments to seek restoration of many of the good programs that have been cut in the recent past because of our weak economic situation. These requests also run in the hundreds of millions of dollars. While it may be easy to say 'let's just cut the Governor's stuff,' many of these requests are reasonable, much needed, and some will save us money in the long term. I cannot, in good conscience, reject these items entirely.

"I was also asked to fund pay increases for our public employees. At the present time, increases for the United Public Workers, Hawaii Government Employees Association, and hospital employees will cost roughly \$176 million over the biennium. These items have either been settled or have been awarded in arbitration. I believe these are obligations we need to fulfill. These are promises that need to be kept.

"Additionally, if the UH faculty get all that they have asked for, it would amount to an additional \$100 million for the biennium. If teachers get all that they are asking for, we estimate it will cost \$290 million over the biennium. Let me say that again – \$290 million. I do not believe that that figure is too far off from being a meaningful pay increase for our teachers. We have already passed other bills that could make that amount even higher.

"I would also remind all of you that the Governor's budget, submitted to us in December, did not factor in any funding for pay raises. There's nothing in his budget to fund collective bargaining. Let me repeat that – the Governor has not funded anything . . . nothing . . . zero . . . for any raises. This includes teachers, principals, and school staff.

"While I remain an optimistic person, these are the reasons why I ask for your support of this measure – S.B. No. 791. This is why I must reluctantly ask you to eliminate our Governor's income tax reductions at this time, even though he has threatened to veto this measure, and even though the revenue from this bill would not quite balance our budget plan as we understand it today.

"While my staff, our Ways and Means Committee members, and I will certainly continue to try to balance our budget, we need to send a strong message to the House and to the Governor that the Senate is serious about funding teacher pay increases and that we are willing to make sacrifices like eliminating the Governor's income tax reduction scheme to fix our schools in a meaningful way by acknowledging the sacrifice and commitment of our teachers, principals, and school staff.

"Thank you, Mr. President."

Senator Ihara rose in opposition to the measure and stated:

"Mr. President, I rise in opposition to S.B. No. 791.

"Mr. President, I oppose eliminating the tax cuts scheduled for the 2000 and 2001 taxable years. Here are my five reasons for voting against this bill:

"Reason number one: taxpayers were not provided the opportunity to give input on the tax cut repeal section of this bill because this section was inserted with neither public notice nor a public hearing. Mr. President, the tax cut repeal impacts taxpayers so much that I believe the lack of public notice is reason alone, in this case, to vote against this bill.

"Reason number two: this bill, in effect, raises the income tax rates for Hawaii taxpayers. We say it repeals the tax cuts adopted in 1998, but the fact of the matter is that income tax rates are already set for this year and future years. The higher income tax rates made in this bill is my number two reason for voting against it – don't raise income taxes.

"Reason number three: if this bill becomes law this July, the Legislature will be mandating a retroactive tax increase. We'd be saying to taxpayers, 'Thank you for paying your income taxes for the first half of this year, but now that it's past – and after the fact – you owe state government even more, because we're raising the price of Hawaii citizenship for the first six months of this year – a reverse sale.' That is my reason number three.

"Reason number four: The Governor promises to veto this bill, which will not allow passage of what most legislators of both parties want – collective bargaining pay raises – all because of a financial plan wrecked by the veto. Reason number four is that we should face up to this reality now, so that a responsible financial plan can be worked on.

"And the final reason, number five: I believe that Hawaii's Majority Party made a promise to voters and taxpayers in the 1998 election. If this bill passes, it would be a promise broken.

"For these five reasons, Mr. President, I cannot support this measure."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I, too, rise in opposition to this bill. I want to thank the Senator from Kaimuki, who I think outlined perfectly well five points as to why my colleagues should vote against this measure. Let me add a few more things for your consideration.

"First of all, let there be no mistake – THIS IS A TAX INCREASE – and a retroactive tax increase at that! There was no hearing held either on the original S.B. No. 1196 or on S.B. No. 791, which is a violation of our Rules and a violation of moral principles. We all know that. We know that we should have held a hearing on something as important as this.

"When the good Senator from Manoa, the Chairman of Ways and Means, refers to this as the Governor's tax cut, I'm amused, because I recall last year's election when Legislators ran on this tax cut, told their constituents how they had voted proudly to cut their taxes, and then stood proudly with the Governor as the Governor kept saying how the economy was turning around. And what was the primary reason? The primary reason, if there was any turn around in the economy, was in this tax reduction.

"You may also recall that several years ago some of us spoke and we warned about having a tax reduction that was spread over four years. I said at the time that we're not really serious about this, because if we were really serious about this, you'd do the tax cut immediately, like John Fitzgerald Kennedy did and other people of honor. You don't drag it out, because when you drag it, that leaves the impression that people are going to manipulate it. We have the same impression with the seven-year period involving the general excise tax de-pyramiding reduction, and it allowed for the mischief that we're seeing right now.

"What kind of message does this send to the House? What kind of message does it send to the taxpayers? to the voters? Make no mistake, this is not the Governor's tax decrease – this is the Legislature's tax decrease. We're the ones that

authorized it. We're the ones that spoke for it. We're the ones that took credit for it. This is ours. And now to turn our backs and take this money away . . . as the good Senator said, people have relied on this tax cut; businesses have invested based on this tax cut; jobs have been created because of this tax cut.

"We went from the highest rates in the nation on personal income and we lowered them significantly, but over a four-year period of time. And now to argue that we have to make sacrifices? We're not making the sacrifices; we're sacrificing the taxpayers and the voters of this community. They are the source for all of these funds – for the collective bargaining agreements, for the Felix funds, for everything that we do in this body and across the way. They are the ones that we're going to sacrifice, and yet we don't even ask for their input.

"As was said, this is a promise made and yet another example, if we do this, of a promise broken. But Mr. President, I cannot believe that my colleagues here today will do this.

"Two days ago, we heard wonderful speeches about justice, and doing what's right, and compassion, and sensitivity. There's no more justice, no more compassion, no more sensitivity than leaving these tax cuts alone. And what have we offered in return? Well, we have a food tax credit, a blank amount at that, so we don't even know what it's going to be. We know that tax credits are not the same as tax reduction because you have to pay first. We continue to tax people for eating, as well as for being sick, as well as for renting and living.

"We're not easing the burden of people. We argued the other day over a few cents on a minimum wage bill. That won't do any better either. Here we have something that all of us could and did agree on in terms of making a reduction and making at least a move in the right direction. And we're going to take this away while at the same time extending special tax credits for certain kinds of technology businesses and special purpose revenue bonds exempting certain kinds of individuals, businesses, and organizations from taxes that would be gathered by the state, but telling the taxpayers, telling that single mom, telling that family, telling that small business that pays on a 1040 form, 'well this is a sacrifice that you'll have to make so that we can make a point to the House.'

"And what about the House? There's some disagreement over there, but the majority of opinions seems to be they don't want to do this. The Governor doesn't want to do this. Who wants to do this? Is this the only way to finance the collective bargaining agreements? No, it's not.

"We debated the other day and I've mentioned about putting things in priority. It means that we can't do everything, but we have to do those things that are the most important. If we say education is the most important, then we do that first. And other people may have to wait, but not the taxpayers who have already been overburdened and already been promised again and again.

"I heard the Speaker of the House the other day say that one of the reasons that he supports this is because 'gee, the taxpayers didn't even say "thank you" for what we did before.' Now isn't that something. The taxpayers didn't say thank you for not stealing more of their money. It's not the taxpayers that should be thanking us, we should be thanking the taxpayers for putting up with some of the idiocy that we have in terms of the things that we pass – where we have blank amounts and the dollars don't add up, and we don't do things correctly. That's the kind of sacrifices that we should be making.

"The Co-Majority Leader asked the other day, 'What can we do? What is the final thing that the Legislature can do?' It can keep its promises! It can keep its priorities! It can honor the commitments that have been made! And it starts right here.

"I can't believe that you even took so much time that you delayed the opening of this Session today still wrangling over this. It's such a no-brainer – DO THE RIGHT THING! Vote down this bill! Vote down this bill strongly with a strong message! Then let's go back to the table and let's talk about these issues of collective bargaining and other things in terms of what we can really afford. Do you know what that means? It means, painfully, that sometimes you have to say NO, like every parent and every business owner. It's not what you want to do; it's what you have to do and what you can afford to do. But you don't start with the taxpayers that you've already promised.

"I'm asking my colleagues to do the right thing, and you know what the right thing is – vote this bill down. Thank you, Mr. President."

Senator Sakamoto rose in support of the measure with reservations and stated:

"Mr. President, I rise in support with reservations.

"Mr. President, your Senator from Hawaii Kai, your Senator from Kaimuki/Kapahulu, they made some very good points. As the Senator from Hawaii Kai said, just the other day we passed many bills which are not in their final form – be that they have zero dollars, be they defective dates, Mr. President. If we said, 'I'm a man of principle and we're Senators of principle,' we wouldn't pass any bill that we wouldn't allow in its final form. We all would have voted much differently on many other measures, Mr. President.

"I do not support this bill in this form, but I do support our Chair and I do support our Senate in an effort that this is not day 59, this is not day 60. I do support the food tax credit. I do not support rolling back promises, but I do, at the end of the day, believe we need to support our obligations, be they to teachers, be they to other government employees and also to ourselves, Mr. President.

"So at this point in time, I do support moving this ahead with reservations for further discussion, Mr. President."

Senator Kim rose to speak on the measure with strong reservations and said:

"Mr. President, I rise with strong reservations on this measure. To save time, I'd like to have my neighboring colleague Senator Sakamoto's remarks to be put in as my own. Thank you."

Senator Tam rose to speak in favor of the measure and said:

"Mr. President and fellow colleagues, I rise to speak in favor of S.B. No. 791, S.D. 2.

"Basically, I have two reasons. First, as a Senator, I see this bill as a vehicle to further discussion through public hearings. We are only half way to completing this year's Legislative Session, yet we have more public hearings before us.

"Secondly, the Governor's budget proposal, which we received in January of this year, exceeds – yes, it exceeds – the budget ceiling as mandated by the Constitution of the State of Hawaii. In fact, in response to the Governor's costly budget, I am introducing a resolution requesting that he revisit his budget

proposals and reduce his out of line budget costs before we conclude this Legislative Session.

"Many of you have known me for opposing the Governor. Well, this is the approach I'm taking to ask for his assistance, in terms of staying within our budget ceiling. Thank you."

Senator Fukunaga rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"This bill imposes a retroactive personal income tax increase for this year and repeals the tax decrease scheduled for 2002. I oppose this bill.

"Mr. President, during the last three years, we promised taxpayers that they would be our full partners in rebuilding Hawaii's stagnant economy.

- We did this by cutting taxes: de-pyramiding the general excise tax, and reducing a range of professional services, wholesale, hi-tech, and other business taxes.
- We did this by reducing personal income tax rates from 16 percent to 26 percent and more, phased over a four-year period.

"In effect, we agreed that individual taxpayer choice on purchases, bill payments, investments, and savings was the way to drive economic recovery. And guess what? This strategy is working!

"State tax revenues – one sign of better economic times – increased in late 1999 and throughout 2000. Last year, Hawaii's visitor industry experienced the best year that they have had in a decade. We're seeing market-driven economics beginning to work.

"Yet, before we see the full benefit of the tax cuts, we're proposing to take them away. This action represents the worst possible tax policy that we could adopt.

"First, we're renegeing on the promise that we made to reduce taxes by proposing to change the rules midstream. Isn't this sort of like endorsing arbitration for public employees and then refusing to pay the arbitration awards when they come due?

"Second, we're increasing taxes retroactively to the beginning of this year, so next April, taxpayers will owe more money for 2001 than they originally planned and budgeted for.

"Third, we're demonstrating that government cannot be trusted to carry out tax policies in a comprehensive economic agenda. This action will erode individual consumer confidence, and destroy any credibility we may have gained as to our ability to turn Hawaii's economy around. And that erosion of confidence, fellow Senators, is the most deadly result of all.

"For these reasons, I am voting 'no' on S.B. No. 791, S.D. 2. Thank you."

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"Before I make some comments, I want to add some clarity to two statements that were made by previous speakers. One statement called this 'Our Governor's tax reduction.' Another statement called this the 'Legislature's tax reduction.' Let's

make this clear – this is the ‘public’s tax reduction.’ It’s their money – it’s not ours’, and it’s not the Governor’s.

“Another comment was about a violation of a Rule, not so. There was no violation of a Senate Rule, no violation of any rule. The Constitution only requires that decision making be held in public, not that the Senate hold a hearing. Our Rules don’t even require that the Senate hold a hearing, unlike the House Rules, where they are compelled to hold a hearing. I’d like to propose to my colleagues that that should be the next Rule that we adopt for the Senate.

“Today we are debating to take back a tax cut that this Legislature promised to the taxpayers of this State just three Sessions ago. As we speak, 5,000 miles away, in the Capitol of our nation, Congress is voting on another tax issue. However, there is a marked difference between what we are doing here in Honolulu today and what they are doing in Washington, DC.

“Today, Congress is voting on a proposed tax cut plan as submitted by President Bush. In an opinion poll that was released just this morning, 57 percent of Americans who were surveyed supported that tax cut, while 32 percent opposed that tax cut plan. What do you think opinion polls here in Hawaii would say about what we’re debating on right now?

“While the Federal government and Congress are cutting taxes, here in Hawaii we are proposing to raise taxes. Some would say this action is not raising taxes, but simply returning to the old tax structure because we can’t afford it. Well, don’t be fooled by the smoke and mirrors. This action is indeed raising taxes.

“Some Senators say it would be irresponsible to not explore all alternatives, even scrapping a planned tax cut. I would say that it would be unconscionable to break our promise that we put in place in 1998 with the State’s most progressive tax reduction plan in history. Broken promises is not what our voters sent us here to do in this Legislature.

“Let me give you a specific example of what this proposed bill will mean to your constituents and, in fact, even to you, individually. Over the cumulative four-year phase-in period, a family of four with an annual income after tax credits would have a tax liability of \$12,208 under the old system. Under a fully phased-in four-year system, that same family of four would have had a tax liability of \$10,301, or a savings of \$1,907 at 16 percent. Just for this fiscal year alone, that means \$476 to that family of four. A single person with an annual income of \$30,000 . . . our salary as a Senator is \$32,000, very close to that. Our four-year tax liability during that period would have been \$8,428. Under the existing structure, the tax liability would have been \$6,950 – a tax reduction of \$1,478, an 18 percent reduction. You would save yourselves a \$373 tax cut this year. Those are significant dollars, particularly in a family of four. That \$2,000 over the four-year period can make a lot of difference – \$476 in a year can put a lot of food on the table for the family of four.

“I think some of the previous speakers talked about the implementation or the logistics problems of this, and I won’t go into that because it’s going to be a nightmare to implement as drafted right now.

“Cumulatively, we’ve been told that in the first fiscal year this would represent about \$80 million, and in the second fiscal year, \$120 million. That’s \$200 million of the public’s money that we’re proposing to take back.

“The good Senator from Manoa, the Chairman of our Ways and Means Committee, and all of us, colleagues, have a very

daunting task – and that’s to provide the necessary funds to meet all of the obligations of our State and even those of the pay raises. And yet, this action will not, by itself, solve that problem.

“I’m prepared to assist you, Chairman, in whatever way I can to help in making those hard and difficult choices, but I cannot support this proposed bill even with reservations.

“I promised my constituents an income tax in 1998, and I intend to keep that promise and I urge all of you members to vote ‘no’ on this measure.

“Mr. President, I also have some additional lengthy comments that I would like to have inserted into the Journal. Thank you.”

The Chair having so ordered, Senator Chumbley’s additional remarks read as follows:

“Repeal of state tax cuts is a terrible idea

If the Hawai’i Legislature truly believes it cannot get through the current session without raising taxes, it should look somewhere other than the recently reformed state income tax system.

But that, astonishingly, is what they seem bent on doing. The Senate Ways and Means Committee has positioned — on a standby basis — a measure that would repeal a substantial chunk of the income tax rollback approved by the 1998 Legislature.

Ways and Means Chairman Brian Taniguchi says the measure may be needed to provide the money for pay raises for teachers and for other public union contracts.

Taniguchi says the state may simply be unable to ‘afford’ the income tax rollbacks for this year and next year.

That kind of thinking can be treacherous. It would be just as logical — perhaps more so — to say that the taxpayers cannot ‘afford’ raises for teachers and others.

Which presents an interesting political dilemma for lawmakers: Whose ox will they gore, the taxpayers or the politically influential public-worker unions?

But it is a dilemma only if one’s thinking is restricted to two choices: raise taxes or reject raises. What legislators must do is think beyond this simple equation into more difficult, but ultimately more productive, directions.

There is no question the unions deserve raises. But those raises do not have to come at the expense of tax reductions promised with much fanfare just a few years ago.

The best way to achieve decent pay packages for the unions (with the teachers coming first in line) is to work outside the box on creative contracts that build in efficiency, flexibility and reform along with better pay.

That is the direction being pushed by Gov. Ben Cayetano, who has already seen some interest on the part of enlightened labor leaders. It would be a mistake to undermine this delicate reform progress by converting the debate into a simple zero-sum money issue.

And as for the tax cuts, did we hear House Speaker Calvin Say correctly when he said he has not sensed much

'appreciation' from the taxpayers for what was done to the income tax code in 1998?

A friendly hint: If the Legislature attempts to take away the income tax rollbacks on the basis of insufficient taxpayer 'appreciation,' there will be hell to pay.

Furthermore, if indeed there has been relatively small taxpayer recognition of the rollbacks, it might be because they have not even been fully phased in. Plus, the only taxpayers who saw any immediate impact of the reductions were the relative few who immediately reduced their payroll deductions in anticipation of the lower rates.

What will lawmakers say to those taxpayers if they cancel years two and three of the rollbacks?

Finally, the income tax cuts were not in response to a booming economy that was producing surpluses that by rights should be returned to the taxpayers.

In fact, the thinking was exactly the opposite: In the face of a weak economy, lawmakers experimented with a local form of 'trickle down' economics by approving income tax reductions as a stimulus measure.

The jury remains out on whether this experiment worked or not. But having launched the experiment, one would think the Legislature would feel morally obligated to see it through.

In short, repealing the income tax cuts before they have even had a chance to fully phase in is a bad idea. Don't do it."

Senator Matsunaga rose in opposition also and said:

"Mr. President, I rise in opposition to this measure.

"Mr. President, I will be voting 'no' on this measure for the reasons so eloquently articulated by previous speakers. I would, however, like to add three additional reasons for my 'no' vote:

1. Mr. President, this bill is sure to suffer a veto, and an override is unlikely to be neat-o.
2. Mr. President, we shouldn't raise taxes or we'll get plenty nasty faxes.
3. And finally, last but not least, Mr. President, we should all be promise-keepers, not grim tax-cut reapers.

"Thank you, Mr. President."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise in opposition to this bill.

"When I introduced S.B. No. 791 to restore the food tax credit, it was to provide relief most directly to lower income individuals. Well, Mr. President, this bill became a vehicle of the WAM Committee meeting on March 1st for the insertion of new language repealing personal income tax reductions set to go into effect for tax years beginning after December 30, 2000, and December 30, 2001.

"Mr. President, I voted with reservations in Committee. And yes, I still wish to provide lower income individuals with the relief afforded by a food tax credit. No, we cannot balance any raises to be paid by repealing the income tax reductions previously legislated.

"It may be true that many residents have not really noticed the impact of tax decreases which went into effect on January 1st. However, take it away, Mr. President, and they will surely note its omission. Yes, we need to fund pay raises. Let's find a way to do so without taking back the much-needed personal tax reduction.

"This is a tough act. We are balancing budgets, and we are balancing hopes. We are only halfway through his Session and I am reluctant to take myself out of the majority by voting 'no.' Twelve other Senators' noes are needed to kill this measure. Voting with reservations, may secure myself a seat at the Conference table. Thirteen noes may also allow me to sit later on a bill which looks for another way to balance our budgets and our hopes.

"Mr. President, I will be voting 'no' on S.B. No. 791."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"Mr. President, this bill is cruel and it's a betrayal. First, it's cruel because it continues to leave in place the silly notion that we can give the poor, the hungry, the sick, the homeless, and those in need of a roof over their head help by a paltry tax credit, rather than eliminating the tax on food, on medical care, and on homes.

"Mr. President, this bill is a betrayal. Unfortunately, it has a partisan twang to it. I might remind my colleagues who served with me in the House of Representatives in the '80s, when John Waihee and his minions were spending wildly, I had a distinction – I stood on the Floor of the House several times, alone, and voted against the wild spending years. I made a simple prediction that the spending would result in an economic malaise.

"I might ask my colleagues, What has caused the economic abyss that Hawaii has fallen into? Some partisans, especially during campaign time, ironically, blame the plantation era, which is now a distant part of history. Others blame a racial group – it might have been those rich haoles. Some, Mr. President, have the audacity to blame Ronald Reagan for Hawaii's economic woes because of his tax cuts in the '80s. But political opinion and political correct talk cannot deny the facts of history.

"A writer, a very profound writer, named Adam Smith knew back in 1776, when he wrote the Wealth of Nations, what caused the economic malaise of the '90s that we're still suffering in. He said, 'High taxes, sometimes by diminishing the consumption of the taxed commodities, and sometimes by encouraging smuggling, frequently afford a smaller revenue to government than what might be drawn from more moderate taxes.' That wonderful leader that we all love for the inspiration he gave us, John F. Kennedy, cut taxes in the '60s. The result was increased revenue to government.

"I want to expose the big lie of the '80s that Reagan tax cuts created the national deficit. Reagan tax cuts resulted in increased revenues to the government. In six short years, government collected twice as much money after the tax cuts. Excessive spending, not tax cuts, created the national deficit. You don't have a deficit by putting more money into the pot. You have a deficit by spending more than you take in. Congress did that. And by the way, it was partisan back then.

"The evidence is overwhelming. The good Chairman of the Senate Ways and Means Committee made an offer to me the

other night, which I am going to take him up on. I agree wholeheartedly with him. You cannot go through this budget and cut item by item to find enough tax cuts to pay for what really is needed to be done. We have to have systemic reform. Why are we fighting privatization? We just saw a labor leader indicted for fraud on his own workers. What about the fraud on all the taxpayers of this State who have toiled in the sun or in the shadow of this great institution – the new company store called state government. Our people owe their lives to the company store, state government.

“The average wage earner families in Hawaii pay close to half of their income on pay taxes. And those of you who are holding the children hostage in saying we’re doing this for the benefit of the children, do you really believe that doubling the spending in ten short years will help education? Do you really believe that we have a federal consent decree governing our schools and that the Department of Health, Mental Health Division, has been under a federal consent decree because we spent more? Do you really agree that by doubling spending we’ve helped the truly needy? The system is broke. We have to fix the system. We cannot just continue to throw money at it.

“This bill, as it is now, is a betrayal of the people’s trust. I’m voting ‘no’ against it.

“The good Senator from Maui noted that he counted votes in your Caucus. I recommend you take a recess and think about what’s being done today. This is not going to be forgotten. This is a partisan issue. Hawaii’s economy is beleaguered. Does anybody doubt it? Hawaii’s economy has been beleaguered for ten years. Does anybody want to challenge me on that fact? What’s the reason?

“You have a chance to do what’s right. You have a chance to change things. You have a chance to be bold. Let’s demonstrate it now by voting ‘no’ against this bill. Thank you, Mr. President.”

Senator Slom rose again and said:

“Mr. President, just some brief final remarks.

“The other day we spent a lot of time, as we always do, on bills that had to do with vehicles and safety. And this bill has been described as merely a vehicle to get us from today to further discussion later on. You know, despite all of the safety equipment that you could put on this vehicle and despite us all wearing helmets, this vehicle is not safe.

“There’s only one part of this vehicle that would work –and that would be the brakes, because it would put the brakes on the economy and the economic turnaround and on the economic hopes and dreams of individuals and businesses in this community and those that think about coming here and relocating and creating more economic development. This vehicle is unsafe at any speed and I urge my colleagues to rethink their position and get out of this vehicle.

“Mr. President, I would like to request a Roll Call vote. Thank you.”

Senator Hogue rose to speak in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

“I have been awed by the speeches that I have heard here today, and I think back to the reasons why I decided to enter into the race to become a Senator. One movie that was made back in 1939 made a difference to me. It starred Jimmy

Stewart. It’s called ‘Mr. Smith goes to Washington.’ It proved that one man could stand up with integrity and do the right thing. And I conjure up the images of that movie today on this particular vote because this vote today has everything to do with what we do here. It has to do with the word ‘integrity.’ How will the public believe us again if we break this promise?

“Do what is right. Remember why you ran. Vote with integrity. Vote ‘no.’ Thank you, Mr. President.”

Senator Nakata rose to speak in favor of the measure and said:

“Mr. President, I rise to speak in favor of this bill.

“Mr. President, due to some of the circumstances of collective bargaining, the two unions that are left to negotiate settlements are the teachers and the professors at the University of Hawaii. Those professors are one of the keys to the new economy that this body has worked so hard to lay a foundation for. The public school teachers are the ones who will help to produce the workers for that new economy. With the budget situation that we face, we are sending both these groups of people a message – a message that we believe in what they do for this State.

“This is a very difficult for all of us. No question about that. But we are talking about the economic future of this State. There have been statements made one way. I would like to offer some statements the other way.

“When the Economic Revitalization Task Force came up with its package 3-4 years ago, it did include an increase in the general excise tax to balance the cuts made in the income tax. That part of the package was not passed. One of the consequences of not passing that tax increase back then is the situation that we see in repair and maintenance in the schools, at the university.

“The State of Hawaii’s economy, we know that it fell apart in the early part of the ‘90s when the Japanese bubble fell apart, when the US economy itself was in trouble, and tourism nose-dived. Our economy is in recovery, and I believe it’s largely now because of the increase in tourism. The increased spending on tourism has helped. But more than that, the strength of the global economy has produced 5 percent gains in tourism worldwide.

“We have very little control over our economy. It’s a small one. And what happens in the major economies elsewhere has far more influence on what happens here in our economy than what we do here. Though, one exception I see again is that, through the efforts of Legislators in this body and in the House, we have started to lay the foundation or we have laid a foundation for the technology industry and we need to support that.

“There was an article in this past Sunday’s paper about Connecticut and the investment that they have made in education. I’m not saying that’s something we should match, but where we spend \$6,000 or so per pupil in this State, Connecticut spends on the order of \$11,000. We need to make that kind of commitment to the teachers, to the professors, and to the children of this State.

“So I urge my colleagues to support this bill. Thank you.”

Senator Chun rose to speak in support of the measure as follows:

“Mr. President, I stand in support of this bill.

"Mr. President, comments have been made, and I think they are valid comments in terms of the tax cuts that were done in 1998. Comments were made in terms of our need to control our spending. Valid comments were made in terms of reforming our government. I agree with all those things and we are working towards those goals.

"If you remember, Mr. President, we just passed, two days ago, a privatization bill that would basically re-look at how we address those issues of providing services by the government. We passed a managed competition bill also, which looks at providing services by the private sector. We are working towards those goals. But, Mr. President, the bottom line is this – and really, I don't want to simplify it too much, but it really is not rocket science when you look at our budget – we are over budget. When you look at the proposed financial plan by the Governor that we have before us, at the end of the second biennium, we are going to be \$400 million in the hole – \$400 million.

"Now, there is only one or two ways to control that. One, we can cut our spending, which we can and we're looking at. We can raise our revenues, which we can and we're probably looking at too. But if you're ever going to think, Mr. President and the rest of the members, that we're going to take \$400 million and control that with just one thing, I think you need to re-look at that. Cuts of that kind of nature are going to take cooperation. It's going to take a myriad number of vehicles whether it be a tax cut or tax raise, or a rebuilt forming of government, or taking out services. It's not one thing that's going to do it and what we have to look at is using a number of ways to control those spendings.

"The worst thing that can happen, Mr. President, is come time at the last day of our Session, we have no other method of controlling this budget other than cutting off all services. And Mr. President, I have not heard any member of the public say that they want to cut all of our services. In fact, I've heard members of the public beg and demand more services. They demand the fact that we protect our environment more. They demand the fact that our roads are in such bad shape and that we have to spend more time on it. They look at our streams, our oceans, our coral reefs, they look at our fields and say 'We need to take better care of that. They're eroding it, they're damaging our environment.' They also look at our homeless and say, 'We need to take care of our homeless. We need to take care of those who are on welfare. We need to provide for social services for those who cannot provide for themselves.' I've heard people say that time and time again.

"We need to improve our services, not because we're court mandated to do that, not because somebody orders us to do it because of a lawsuit, but because we are human beings . . . Republicans and Democrats. We need to take care of those who can't take care of themselves. I haven't heard people screaming that we should stop spending on those.

"We also heard screaming that rather than send people to prison, we've got to treat them. I think that's a good thing but that costs money. I think in the long run, we will save money by treating drug abuse people, as opposed to sending them to prison. That costs money. That costs money in the front, but we've got to spend it.

"Mr. President, it is a hard decision. And it is something that I do not take lightly. It is something that people really are going to have to take a hard look at and decide what's the best way to do it. But Mr. President, the long and short of it, I said before when I first stood up, there is never going to be a single way that you're going to cut \$400 million in your budget. Mr.

President, we need to realize that. We need to look at every possible avenue for us to balance our budget, and I'm willing to look at this vehicle as a way of doing that.

"Last thing to note, Mr. President, this budget also is based upon the Council of Revenues' projection that was in December of 2000. We are scheduled to have another projection here in March. And the way things are looking up, I don't think that revenue projection is going to go up. There's a possibility it might go down, and there's a good probability it just might stay even. The bottom line though, if it goes down, we're not looking at \$400 million, we're looking at maybe \$450 million or maybe \$500 million, and then what will we say in terms of balancing our budget.

"Mr. President, I urge all my colleagues to make the tough choice. Don't take the easy answer out and say there are other ways. Fine, let's listen to them, but don't just shoot down one way without having a good plan to back it up. I haven't heard any plans today in terms of coming up with a way to get \$400 million back into our budget. I've heard noes, but I haven't heard anything positive. I think we need to kind of work together to get that done, Mr. President.

"Thank you."

Senator Hanabusa rose to speak in support of the measure as follows:

"Mr. President, I rise in support of this measure.

"Mr. President, I'd like to make one thing clear, and that is, no one that sits in this body wants to be in support of freezing any tax reduction. Anyone will tell you it is positively politically incorrect to probably proffer this. It is for that reason that I commend the Chair of the Ways and Means Committee.

"Mr. President, as Vice-Chair, I sat there with him as he went through the budget, looked at the worksheets, and the staff has toiled many, many hours to try and find an alternative to coming before this body and say support this bill. This is like a measure of last resort. But when we are faced with an administration budget that doesn't address pay raises and simply is balanced, really, on the backs of our employees, what do you do? Do we turn our backs on these employees? Do we say, to all those faxes that we are receiving now . . . and I will tell you, the majority of my faxes are from people saying please support the teachers. A lot of them are from students who say please support my teachers. A lot of them are from parents who say please support our teachers. What do we do? Do we turn our backs on them? Do we say, 'uh, uh, we're not going to touch taxes cause that is the big no-no.'

"For the Ways and Means Chair to come forward and say, 'this bill, this is something that we must do.' We must freeze the anticipated tax reduction because that will possibly give us \$200 million, but even that may not be enough, may not be enough. So what do we do? Do we have the political courage to say, 'We're not going to do that, but instead, maybe we won't fund HGEA, maybe we won't fund UPW, maybe we won't fund the teachers and maybe we won't fund UHPA and the little fire fighter group that we have to fund.' Do we do that? Do we tell Judge Ezra, 'You know, you're all wrong. I don't care if you're going to put us into an equivalent to a trusteeship, take over our bank accounts and then tell us, no, you're going to raise taxes whether you like it or not.' Is that what we're going to do? No, we're not going to do that. I don't think there's anyone here who's going to go forward and say to Judge Ezra, 'Hey, you can't do Felix.' Felix is something that began in the early '90s. It's indicative of a problem that we did not properly address. And you know what? We have to take

responsibility. We may not like the way it's done, but we have to take that responsibility. The bottom line is, unless we come up with alternatives for that, we are going to end up having to fund that.

"We may not agree with how the Governor handles negotiations, but do you know what? That's his prerogative and that's the way the law is written. He is the negotiator, not us. We fund, and that's our role.

"So given the way our role is in all of this, and given the fact that we have a budget that's been presented to us that doesn't address these obligations that many of you, when you ran, said 'Yes, I will support those pay raises,' and those of us who didn't run would have probably said the same thing had they asked us – these are obligations, and we have to fund them.

"What I would like to make very clear is that those who vote in favor of this bill are not doing it because they want to, everyone has the same reservations, same concerns, and probably would like to vote no. But because of the sense of responsibility, and maybe that's a new word that should replace political correctness in what we do, because of responsibility and the fact that we acknowledge our responsibility, we are going to vote that way. And that's why I ask my colleagues to support this measure. Yes, everyone has elections in 2002. Yes, this is not an easy decision to make, but we have that responsibility.

"I hear my good colleague from Waimanalo saying, 'Ten years ago, I knew this was coming because of the tax and spend orientation of the Democrats back then.' Maybe you're right, I don't know, I wasn't here ten years ago. But I will tell you that I am here now; these are the cards I'm dealt and this is the decision that I must make. And for that reason, I am supporting the Chair of the Ways and Means and I also applaud my colleagues, whether you go with reservations or otherwise, who are willing to stand up and say, 'We don't see any other resolution right now. We have to pass over this bill and let's do it.'

"Thank you very much, Mr. President."

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, I stand in favor of this bill.

"Mr. President, would you have the Clerk record the words of the Senator from Waianae as being my own. Thank you."

The Chair so ordered.

Senator Hemmings rose in rebuttal as follows:

"Mr. President, I stand in rebuttal to some previous remarks.

"To the good Senator of Waianae, and to you big-hearted, kind Democrats who are always raising taxes and spending more money for the children, I have a message for you – after doing it for 30 years, the children of Hawaii are worse off. My children, many of your children and grandchildren are actually living on the Mainland because they can't afford Hawaii.

"And to the good Senator from Waianae, yes, I was right, and I'm proud of it! I'm not saying anything new that I didn't say 10, 15 years ago. You've had a stranglehold on this government and you've had a stranglehold on this economy. You're playing the cards that you were dealt but you're playing with a stacked deck. Think about it.

"We can eliminate the waste, the inefficiency, the duplication, and the malfeasance. You want some ideas? Four percent attrition from the public workforce every year, \$170 million dollars – get rid of some of those jobs. Tell the labor unions the truth, especially Mr. Gary Rodrigues, who was indicted for fraud against his own people and who has the audacity to lobby us the way he does with the brute force and the 'You've got to do it our way or you'll suffer at the polls.' Stand up and be bold. He's wrong.

"The irony, the great irony of it all is, where are the working men and women of Hawaii that you and your party say you represent? They have to send their kids to a public school because they can't afford a private education. But the labor union bosses and the political leaders can send their kids to private schools. The people have to pay extra taxes to pay for the Felix consent decree because the State of Hawaii mismanaged government and we're in a deep hole. Is that the taxpayers' fault?

"Catholic schools – 44 schools, 12,000 students, no department of education. They do what we've been proposing for 20 years. Give the power back to the principals. Give schools the money and not a bow to bureaucracy downtown where bureaucrats with fancy titles like 'Assistant Director of Toilet Training' are passing around curriculum recommendations. It's ludicrous and you're holding the children hostage to take more money from the taxpayers because you're going to fix education.

"Well, the results are self-evident – DAGS, what a nightmare – what a nightmare . . ."

President Bunda interjected:

"Senator, please keep your remarks germane."

Senator Hemmings responded and continued:

"Yes sir.

"We're talking about spending and the need to heap more tax burden on the people of Hawaii, Mr. President. The taxpayers are beleaguered and sick.

"Judge Ezra on the Felix consent decree . . . Ezra is not the last word. The Felix consent decree is a bad agreement. Why can't we appeal it? I think the appeal courts might consider a different deal. Why not give tax credits so government doesn't have a monopoly on education? That's being discussed and I think the Governor even sees the wisdom in it. The point is we have to change the way we're doing things because this tax/spend formula has failed.

"Mr. President, I appreciate the opportunity to stand and express myself. This is very emotional for me. I'm not here because I'm getting paid a lot of money to be a Senator, and I'm not here representing the party I represent because it's a fast track to fame and fortune. I'm here because people of Hawaii need relief and change.

"Thank you, Mr. President."

Senator Inouye rose in opposition and said:

"Mr. President, I speak in opposition to S.B. No. 791, S.D. 2.

"Mr. President and members, it pains me to make a decision against our colleague, the Chair of Ways and Means. However, much has been said and I wish to have the remarks of the

Senator from East Maui entered into the Journal as if it were my own.

"My constituents were busy. Yes, they were busy with their faxes and their e-mails because they had no alternative to hear this bill and to voice their opinion, and I have been sent here because of them.

"This bill is doomed to fail in the next several weeks, and I think we should make a decision today to support the efforts of the previous year of 1998.

"Thank you, Mr. President."

Senator Menor rose to speak with reservations on the measure and said:

"Mr. President, I just wanted to have the Clerk note, for clarification, that my aye vote is with strong reservations.

"Thank you."

Senator Chun Oakland requested the following remarks be inserted into the Journal:

"Mr. President, I support S.B. No. 791, S.D. 2, as a vehicle to leave as many funding options available for the Legislature this Session to meet our State obligations and fulfill my responsibilities as an elected official.

"My hope is that by the end of this Session, we will be able to preserve the personal income tax reductions. I do not want to eliminate these reductions. I will do all I can to find other ways to fund the many worthy State programs and services that have such a tremendous impact on the quality of life for the people of Hawaii. I will do my best to find funds to also meet our responsibilities so that we may fund the pay increases agreed to on behalf of our State employees.

"I agree with all the statements made by my colleagues who spoke in favor and in opposition to this measure. The points and sentiments expressed are those that I share.

"Thank you for the opportunity to share my thoughts."

The motion was put by the Chair and carried, S.B. No. 791, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, and Roll Call vote having been requested, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 14. Noes, 11 (Chumbley, English, Fukunaga, Hemmings, Hogue, Ige, Ihara, Inouye, Kanno, Matsunaga, Slom).

S.B. No. 1029, S.D. 3:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 1029, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1534:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 1534, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," having been

read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 664, S.D. 1:

Senator Taniguchi moved that S.B. No. 664, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Inouye rose to speak in opposition to the measure and stated:

"Mr. President, I speak in opposition to S.B. No. 664, S.D. 1.

"Mr. President and members, S.B. No. 664, S.D. 1, has several serious problems. The proposed new Section to Chapter 200, HRS, is entitled 'Recreational Small Boat Harbors.' However, Section 200-9, HRS, states that the purpose of small boat harbors is for recreational boating, the landing of fish, and commercial vessel activity, with the proviso that commercial vessel activities are prohibited in Ala Wai and Keehi small boat harbors. Therefore, only Ala Wai and Keehi harbors would be considered truly recreational in nature. If this is the intent of the bill, then the section title and other references to recreational small boat harbors should be changed to refer only to the Ala Wai and Keehi small boat harbors.

"The purpose of the bill, as stated in section 1, line 13, refers to a marine park but there is no definition of this term and there is no connection to the statutory language in section 2. The language of subsection 1, page 2, line 10, requiring a repair and maintenance system using computer technology is overly broad. I presume that this may refer to a computerized database listing various recurring or one-time repair projects, their estimated costs, and scheduled project implementation dates. However, no maintenance system or repair schedule is valid without the necessary funding to complete the repairs at the time they are scheduled. In any event, I understand that DLNR would prefer to seek the advice of the Department of Accounting and General Services in developing a maintenance system, and not the Department of Education.

"Another troublesome part of this bill is that no special fund called 'small boat recreational boating special fund' presently exists. Therefore, I presume this may refer to the boating special fund. If this is the case, this provision is directly contrary to Sections 36-27.5 and 36-30, HRS, relating to special fund assessments, as well as Section 200-8, HRS, requiring that both principal and interest in GO bonds used for boating facility projects be paid from the boating special fund. Without any provisions for alternative financing, the boating program would be unable to perform its statutory functions under Section 200-4, HRS, or pay its bills.

"If the intent of the bill is to establish a separate special fund for individual harbors by the use of the term 'small boat recreational boating special fund,' this would eliminate the needed flexibility for prioritizing and directing available assets to the most critical needs throughout the entire program. DLNR would not be able to support the smaller facilities in rural Oahu and on the neighbor islands.

"In conclusion, I would like to encourage additional work on the legislation before passing it over to the House, and I'd be happy to corral all our small boat harbors throughout the islands to participate in such hearings. I need more details and plans that respond to the concerns I explained. Therefore, I vote 'no.'

"Thank you."

Senator Tam rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of S.B. No. 664, S.D. 1, not S.D. 2, Relating to State Small Boat Harbors.

"The purpose of this measure is to impose greater accountability over financial activities of the Department of Land and Natural Resources with respect to small boat harbors.

"For years, there have been problems of accountability in the management of the boating special funds. In 1993, the Legislative Auditor's report found the accounting parameters of the boating program to be inadequate. In 1995, a follow-up report found that while some improvements had been made, the department still had not yet developed a comprehensive statewide boating program. By 1997, the condition had worsened, as the Legislative Auditor's report further found that:

1. There was no financial reporting within the division;
2. Property management practices were deficient; and
3. Controls over cash receipts and billings at three district offices and certain harbors were seriously deficient.

The auditor further stated that without proper internal controls there was no assurance that all cash receipts were properly deposited. This bill will provide that accountability, as it will:

1. Require harbors to have a repair and maintenance system using computer technology and a timetable. Some of you were here in the mid-1980s when we established a repair and maintenance system for the Department of Education using a timetable. The method of technology used to record documentation of when a roof should be repaired, for example, depended on the types of roofs and so forth. Today we are looking at a similar system, which has proven well for us. Yes, there is a backlog on repair and maintenance of our schools, but it's not our fault. When you have a governor who restricts money year after year from our balanced budget, there's your problem;
2. Prohibit the Department and the Governor from transferring money out of the small boat recreational special fund;
3. Require a special quarterly financial report of income and expenditures in compliance to HRS 200-8; and
4. Require that advisory board meetings organized by the Department of Land and Natural Resources be recorded officially. At present, the Department does not list their official meeting minutes at all. So what happens? There's miscommunication and allegations in terms of what was said, and so forth. Official meetings should be recorded, as stated in our Hawaii Revised Statutes.

"Testimony was received from two boat owners. One said that the State has proven to be a very poor landlord or a slumlord, as in this case. Another testimony stated that 'the Department of Transportation and the Department of Land and Natural Resources have diverted and misspent approximately \$70 million of Boating Special Funds.'

"Keep in mind that the special fund is for operating, maintaining, and managing all small boat recreational harbors, but these funds have been used by the department for other recreational boating activities.

"Testifiers in favor of this bill suggested that the bill:

1. Cuts government costs, services, and mismanagement, in other words;
2. It streamlines and increases service to the public; and
3. It also provides a vehicle for the development of an effective statewide boating program.

"Senate Bill No. 664, S.D. 1, will provide more control of the small boat harbors by requiring more accountability from the Department of Land and Natural Resources over various financial activities.

"Mr. President and fellow colleagues, I take my job very seriously, especially in accountability of public funds used for public services!

"I ask my colleagues to vote 'yes' on this bill. Thank you."

Senator Slom rose on a point of information as follows:

"Mr. President, I rise on a point of information.

"Just to clarify something, I'd like to ask if the EDT Chairman could clarify the point that was brought up by the Senator from the Big Island – and that is the status of the small boat recreational harbor special fund. Is this fund in existence right now or are we creating a new fund? Thank you."

Senator Tam responded:

"This fund is presently in existence. I am referring to three legislative audits and if anyone wishes to look at it, it's available here and in our Legislative Reference Bureau Library. Thank you."

Senators Hogue, Hemmings and Slom requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 664, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SMALL BOAT HARBORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Inouye). Excused, 2 (Chumbley, Matsunaga).

REFERRAL OF HOUSE BILLS

The President made the following committee assignments of House bills received on Tuesday, March 6, 2001:

House Bill	Referred to:
No. 3, H.D. 1	Committee on Education, then to the Committee on Ways and Means
No. 14, H.D. 1	Committee on Education, then to the Committee on Ways and Means
No. 18	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 21	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 79, H.D. 1	Committee on Commerce, Consumer Protection and Housing	No. 480, H.D. 1	Committee on Education, then to the Committee on Ways and Means
No. 94, H.D. 1	Committee on Education, then to the Committee on Ways and Means	No. 487	Committee on Education, then to the Committee on Ways and Means
No. 98, H.D. 1	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means	No. 498, H.D. 1	Committee on Judiciary
No. 100	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 505, H.D. 1	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
No. 144	Jointly to the Committee on Hawaiian Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 508	Committee on Agriculture, then to the Committee on Ways and Means
No. 152, H.D. 1	Committee on Judiciary	No. 513, H.D. 1	Committee on Judiciary, then to the Committee on Ways and Means
No. 159, H.D. 1	Jointly to the Committee on Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means	No. 514, H.D. 1	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 160, H.D. 1	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 524, H.D. 1	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 168, H.D. 1	Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 531	Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
No. 186	Committee on Hawaiian Affairs, then to the Committee on Ways and Means	No. 539, H.D. 1	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 210, H.D. 1	Committee on Agriculture, then to the Committee on Ways and Means	No. 540, H.D. 1	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 216, H.D. 1	Committee on Transportation, Military Affairs, and Government Operations	No. 543	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 284, H.D. 1	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 545	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 336	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 546	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 382, H.D. 1	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary	No. 549, H.D. 1	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 408, H.D. 1	Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 550	Committee on Commerce, Consumer Protection and Housing
No. 429	Committee on Health and Human Services, then to the Committee on Ways and Means	No. 563	Committee on Labor, then to the Committee on Ways and Means
No. 444, H.D. 1	Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 583, H.D. 1	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 461	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 599, H.D. 1	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
No. 462, H.D. 1	Committee on Judiciary, then to the Committee on Ways and Means	No. 600, H.D. 1	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 604	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 946	Committee on Education, then to the Committee on Ways and Means
No. 611, H.D. 1	Committee on Education, then to the Committee on Ways and Means	No. 953	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
No. 612, H.D. 1	Committee on Education, then to the Committee on Ways and Means	No. 962	Committee on Judiciary, then to the Committee on Ways and Means
No. 613	Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means	No. 978, H.D. 1	Committee on Judiciary
No. 628	Committee on Education, then to the Committee on Judiciary	No. 986, H.D. 1	Committee on Judiciary
No. 634	Committee on Health and Human Services, then to the Committee on Judiciary	No. 993, H.D. 1	Committee on Health and Human Services, then to the Committee on Judiciary
No. 637	Committee on Health and Human Services, then to the Committee on Judiciary	No. 996	Committee on Judiciary, then to the Committee on Ways and Means
No. 645, H.D. 1	Committee on Judiciary	No. 1001	Committee on Judiciary
No. 670, H.D. 1	Committee on Labor, then to the Committee on Ways and Means	No. 1003, H.D. 1	Committee on Judiciary
No. 676, H.D. 1	Committee on Labor, then to the Committee on Ways and Means	No. 1028, H.D. 1	Committee on Education, then to the Committee on Ways and Means
No. 688	Committee on Water, Land, Energy, and Environment	No. 1138	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 693	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1208, H.D. 1	Committee on Judiciary
No. 697	Committee on Economic Development and Technology	No. 1211, H.D. 1	Committee on Judiciary
No. 698	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1233, H.D. 1	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 699	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1234, H.D. 1	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 708	Committee on Judiciary, then to the Committee on Ways and Means	No. 1243, H.D. 1	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 709, H.D. 1	Committee on Judiciary, then to the Committee on Ways and Means	No. 1254, H.D. 1	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 728	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1255, H.D. 1	Committee on Judiciary
No. 735	Committee on Education, then to the Committee on Ways and Means	No. 1281, H.D. 1	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 740, H.D. 2	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 1309	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 771, H.D. 1	Committee on Judiciary	No. 1345, H.D. 1	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 773, H.D. 1	Committee on Judiciary	No. 1357	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 824	Committee on Transportation, Military Affairs, and Government Operations	No. 1399, H.D. 1	Committee on Judiciary, then to the Committee on Ways and Means

No. 1405, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 1411 Committee on Education, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1547, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1554, H.D. 1 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1556 Committee on Agriculture, then to the Committee on Ways and Means

No. 1587 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 1636, H.D. 1 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1668, H.D. 1 Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means

No. 1684, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1686, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Thursday, March 1, 2001 and Friday, March 2, 2001:

Senate Concurrent Resolution	Referred to:
No. 14	Committee on Education
No. 15	Committee on Health and Human Services
No. 16	Committee on Transportation, Military Affairs, and Government Operations
No. 17	Committee on Transportation, Military Affairs, and Government Operations
No. 18	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 19	Committee on Water, Land, Energy, and Environment
No. 20	Committee on Transportation, Military Affairs, and Government Operations

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Thursday, March 1, 2001 and Friday, March 2, 2001:

Senate Resolution	Referred to:
No. 11	Committee on Education
No. 12	Committee on Health and Human Services
No. 13	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 14	Committee on Education
No. 15	Committee on Water, Land, Energy, and Environment

Senator Kawamoto rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“Today, Mr. President, I speak with great sadness and disappointment.

“Especially disturbing is the way the selection of a new University of Hawaii President has been handled. It started some time before October 4 of last year when the UH Board of Regents supposedly came up with a ‘job description’ for the next president. On that 4th day of October, the regents named 17 people – ‘representing regents, faculty, deans, students and community’ – to help in the search for the 12th UH President.

“Not to take away from or degrade the front runner of the selection committee, Mr. Evan Dobelle, but my concern is of the process and the opportunities our local candidates got during this search.

“Early on, it was reported that the committee would review all applications, come up with a list of five semifinalists and then make a recommendation to the regents. The committee members were to meet for the first time on October 12. Subsequently, at an informational meeting for your Committee on Ways and Means, I inquired of our President of the University, Mr. Ken Mortimer, as to why the search was apparently being directed to the mainland, and not locally or both, but there was no satisfactory response, if any.

“At a subsequent informational meeting of your Committee on Education, where it was mentioned that the list of those in the running was increased from 9 to 12, I again inquired whether the search was in fact being directed to the mainland, and if there were any local candidates in the list of 12. President Mortimer said he did not know, and that he had no involvement in the search.

“Now, the latest news, as we saw today, out of the clear blue sky is that the two leading candidates are from the mainland. Worse yet, I learned from reliable sources that a local candidate was asked to get off the list prior to the list being forwarded to the search committee. In other words, our local candidates were taken off the list prior to review by the search committee and not being given a fair opportunity in being selected as the 12th President of our University. This indeed is a disappointment! Who’s calling the shots? What criteria are they using to call the shots? When did they call the shots? Where did they call the

shots? Why did they call those shots? How did they call the shots? Did they at all consider leveling the playing field? My concern is that the local candidates are not getting a fair shake. And when I say local, I don't mean just local born. I mean local, local! A leader that is here because of his or her love for our Aloha State and his or her intent to plant his or her roots and talents here, for the betterment of our people. One example is Coach June Jones.

"Contrast the non-local mainlander who may be using the UH presidency merely as a stepping stone to the Harvards, Yales, and the like, or as a last stop to cruise and stack arms at the expense of our taxpayers. Simply put, our next UH President not only must plant his or her roots here, the University of Hawaii President must look at the even bigger picture for the good of the University and our State, and possibly beyond. Here, I speak of the ever growing universities, the universities without walls, if you will, whereby students young and old, part time and full time, can take courses by computer technology, 24 hours a day, and attain their degrees upon fulfilling their requirements. This would go hand-in-hand with our aspirations for becoming or at least having a first-class technology center.

"In short, we need to get rid of what some of us in rural areas call the 'Manoa Mentality.' We need to get off our duffs, honor our commitments, and keep the big picture in mind at all times. This leads to my second point.

"A good example of what I'm talking about is the UH West Oahu Campus. It was intended to be part of the Second City commitment. The Second City was to alleviate the jam-packing and overcrowding of Downtown Honolulu, Kakaako, University, and Waikiki. As we struggle to deal with the traffic problems in my Committee, one of the intentions was to commit to the Second City and move the traffic westward. We have tried many things to alleviate the traffic problem. We have gone to the Zipper lane and we've looked at ferries, but all of these are needed to help us with our congestion and the fact that we take 1 hour and 15 minutes to commute to the Honolulu area.

"The Second City is moving along, again, thanks to Campbell Estate, the lower education people for providing schools and a library there, businesses for going out there and taking a risk as people who live out there, and building the hotels in hopes that the visitors will come on the west side.

"The UH West Oahu campus is merely a shell of what was envisioned. Why? Because many of those that made the commitment have not followed through. This has been the story since 1965, 36 years ago, and the present Manoa people have requested this year \$1.7 million for University of Hawaii West Oahu campus. Why? Because of its desire to build up Kakaako. And who are the losers? Our Leeward and Central Oahu students who have to spend two valuable hours getting to the University at Manoa, have difficulty with parking, if any, and when they finally get there, understandably are not at their peak learning power. Then, after classes, they have to go through the whole process of fighting or crawling in traffic and they hardly have time for studying when they get home. Their need to be on the road for such long stretches of time and miles also contributes to our horrendous traffic problem. Further, the Leeward and Central areas in the next 10 years will be the home of almost over 1/3 of the State's population.

"Again, we thank the Campbell Estate for providing the land. We thank the people involved with this Second City who have gone forward. Now it's our turn to look at the University of Hawaii West Oahu Campus for the people out in the Leeward and Central areas.

"Thank you very much, Mr. President."

ADJOURNMENT

At 2:13 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 9, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-NINTH DAY

Friday, March 9, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Candida Oroc, St. Francis Medical Center, after which the Roll was called showing all Senators present with the exception of Senators Chumbley, Fukunaga, Ige, Ihara and Matsunaga who were excused.

The President announced that he had read and approved the Journal of the Twenty-Eighth Day.

Senator Menor introduced the following Cub Scouts and commended them on receiving The Arrow of Light Award: Steven Arita; Troy Egloria; Casey Fukuda; Reyn Libed; Darius Sharpe; O. Frank Storch, V; Jenson Takara; Carlos Tijerina; and Jason Trankel. Accompanying the young men were Den Leaders Raymond Egloria and Mona Takara.

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:03 o'clock p.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 348 to 350) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 348, transmitting H.B. No. 200, H.D. 1, which passed Third Reading in the House of Representatives on March 8, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 200, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 349, transmitting H.B. No. 1000, H.D. 1, which passed Third Reading in the House of Representatives on March 8, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1000, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 350, transmitting H.B. No. 1100, H.D. 1, which passed Third Reading in the House of Representatives on March 8, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1100, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed First Reading by title and was referred to the Committee on Hawaiian Affairs, then to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 43 to 51) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 43 "SENATE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT OF AND IMPROVEMENT RECOMMENDATIONS FOR THE MOLOKAI IRRIGATION SYSTEM."

Offered by: Senators Buen, Kokubun, Kawamoto, Chun, Hanabusa, Matsuura, Hogue.

No. 44 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DESIGNATE DECEMBER 15 AS BILL OF RIGHTS DAY."

Offered by: Senators Buen, Kokubun, Kawamoto, Chun, Hanabusa, Inouye, English, Matsuura, Hogue.

No. 45 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO SUBMIT A REPORT ON ALIEN SPECIES PROGRAMS."

Offered by: Senators Buen, Kokubun, Hogue, Kawamoto, Matsuura, Chun, Hanabusa.

No. 46 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE ADMINISTRATIVE SERVICES BRANCH OF THE DEPARTMENT OF EDUCATION."

Offered by: Senator Chumbley.

No. 47 "SENATE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT TO DESIGNATE A NEW NATIONAL PARK FROM KEONE'O'IO TO KANALOA POINT ON THE SOUTHEAST COAST OF MAUI."

Offered by: Senators Chumbley, English, Buen.

No. 48 "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO DEVELOP AN UP-TO-DATE MASTER PLAN OF THE HONOLULU WATERFRONT TO STIMULATE ECONOMIC DEVELOPMENT IN THE AREA."

Offered by: Senator Tam.

No. 49 "SENATE CONCURRENT RESOLUTION REQUESTING A STATE AUDIT OF THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY, ALOHA TOWER DEVELOPMENT CORPORATION, AND THE BARBER'S POINT NAVAL AIR STATION REDEVELOPMENT COMMISSION IN RELATIONSHIP TO ECONOMIC DEVELOPMENT."

Offered by: Senator Tam.

No. 50 "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE FEASIBILITY OF INCLUDING THE KALAELOA COMMUNITY DEVELOPMENT DISTRICT AND THE ALOHA TOWER DEVELOPMENT CORPORATION UNDER THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY AND AN AUDIT OF THE OVERALL PERFORMANCE OF HCDA IN RELATIONSHIP TO ECONOMIC DEVELOPMENT."

Offered by: Senator Tam.

No. 51 "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A HONOLULU WATERFRONT ADVISORY BOARD TO SERVE TO STIMULATE ECONOMIC DEVELOPMENT IN THE AREA."

Offered by: Senator Tam.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 34 to 38) were read by the Clerk and were deferred:

Senate Resolution

No. 34 "SENATE RESOLUTION REQUESTING AN ASSESSMENT OF AND IMPROVEMENT RECOMMENDATIONS FOR THE MOLOKAI IRRIGATION SYSTEM."

Offered by: Senators Buen, Kokubun, Kawamoto, Chun, Hanabusa, Matsuura, Hogue.

No. 35 "SENATE RESOLUTION REQUESTING THE GOVERNOR TO DESIGNATE DECEMBER 15 AS BILL OF RIGHTS DAY."

Offered by: Senators Buen, Kokubun, Kawamoto, Chun, Hanabusa, Inouye, English, Matsuura.

No. 36 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO SUBMIT A REPORT ON ALIEN SPECIES PROGRAMS."

Offered by: Senators Buen, Kokubun, Hogue, Kawamoto, Chun, Hanabusa, Matsuura.

No. 37 "SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE ADMINISTRATIVE SERVICES BRANCH OF THE DEPARTMENT OF EDUCATION."

Offered by: Senator Chumbley.

No. 38 "SENATE RESOLUTION URGING THE FEDERAL GOVERNMENT TO DESIGNATE A NEW NATIONAL PARK FROM KEONE'O'IO TO KANALOA POINT ON THE SOUTHEAST COAST OF MAUI."

Offered by: Senators Chumbley, English, Buen.

STANDING COMMITTEE REPORTS

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1021) recommending that the Senate advise and consent to the nomination of CAROL T. RABER to the Board of Trustees, Deferred Compensation Plan, in accordance with Gov. Msg. No. 157.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1021 and Gov. Msg. No. 157 was deferred until Monday, March 12, 2001.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1022) recommending that the Senate advise and consent to the nomination of SHARON S. NARIMATSU to the Hawai'i Performance Partnerships Board, in accordance with Gov. Msg. No. 164.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1022 and Gov. Msg. No. 164 was deferred until Monday, March 12, 2001.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1023) recommending that the Senate advise and consent to the nomination of LEONARD AGOR as Director of Labor and Industrial Relations, in accordance with Gov. Msg. No. 115.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1023 and Gov. Msg. No. 115 was deferred until Monday March 12, 2001.

ORDER OF THE DAY

MATTERS DEFERRED FROM THURSDAY, MARCH 8, 2001

ADOPTION OF RESOLUTIONS

Stand. Com. Rep. No. 1019 (S.C.R. No. 7, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 7, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPROVE ORAL HEALTH FOR CHILDREN IN THE STATE," was adopted.

Stand. Com. Rep. No. 1020 (S.R. No. 4, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 4, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPROVE ORAL HEALTH FOR CHILDREN IN THE STATE," was adopted.

Senator Hemmings rose on a point of personal privilege as follows:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, I rise to speak about a dark cloud that hangs over this body and over the judicial selection process with the indictment of Gary Rodrigues. In making this announcement, Mr. President, I'd like to read the preamble of the rules of the Judicial Selection Commission: 'Judicial Selection Commissioners hold positions of public trust and shall conduct themselves in a manner which reflects credit upon the judicial selection process.' That process has been severely tainted.

"I fully realize that an individual is innocent until proven guilty, but what I think we will be doing is introducing a resolution to request that Mr. Rodrigues resign from the Judicial Selection Commission until his case has been adjudicated, and if not, we should find ways that the Judicial Selection Commission can be empowered to ask him to step aside until that matter has been resolved. Further to that, we will be introducing resolutions to investigate ways that matters like this can be handled in the future so the Judicial Selection Commission has the means to police their own people.

"I notice that in most of the judicial activities and in the police departments, when there's a problem, people who are involved in the problem, especially involving integrity in the judicial process, are put on administrative leave. I'm hoping that Mr. Rodrigues, for the honor of the institution, resigns and this matter can be resolved in federal court and we can proceed from there.

“Thank you, Mr. President.”

ADJOURNMENT

At 12:06 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, March 12, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTIETH DAY

Monday, March 12, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable J. Kalani English, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senators Ihara and Inouye who were excused.

The President announced that he had read and approved the Journal of the Twenty-Ninth Day.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 52 to 62) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 52 "SENATE CONCURRENT RESOLUTION SUPPORTING THE ACQUISITION OF KAHUKU RANCH BY THE UNITED STATES NATIONAL PARK SERVICE FOR EXPANSION OF THE HAWAII VOLCANOES NATIONAL PARK."

Offered by: Senator Inouye.

No. 53 "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HUMAN SERVICES TO CONVOKE AN INFORMAL QUEST PRESCRIPTION DRUG FORMULARY WORK GROUP TO ESTABLISH ONE STANDARD, COMMON FORMULARY FOR USE BY ALL QUEST HEALTH PLANS."

Offered by: Senator Kokubun.

No. 54 "SENATE CONCURRENT RESOLUTION REQUESTING THE FAMILY COURT TO CONSIDER ALL SUPPORT OBLIGATIONS WHEN DETERMINING CHILD SUPPORT PAYMENTS, AND TO AMEND THE 1998 AMENDED CHILD SUPPORT GUIDELINES TO CLARIFY THAT A PARENT CAN REQUEST THE COURT TO CONSIDER ALL SUPPORT OBLIGATIONS."

Offered by: Senator Matsuura.

No. 55 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, IN CONJUNCTION WITH THE SEVERAL COUNTIES, TO ESTABLISH PUBLIC PARKS AND BEACHES THAT ALLOW DOGS."

Offered by: Senators Hemmings, Hogue, Kawamoto, English, Slom.

No. 56 "SENATE CONCURRENT RESOLUTION REQUESTING EQUAL TREATMENT FOR JAPANESE LATIN AMERICANS INTERNED IN THE UNITED STATES DURING WORLD WAR II."

Offered by: Senator Menor.

No. 57 "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE PERFORMANCE INFORMATION PURCHASE SYSTEM."

Offered by: Senators Hanabusa, Matsuura, Kawamoto, Taniguchi, Kokubun, Chun, Nakata, Ige, Bunda, Kanno.

No. 58 "SENATE CONCURRENT RESOLUTION REQUESTING A PUBLIC HEARING BEFORE A SOCIAL SERVICES FACILITY IS ALLOWED TO OPEN IN A RESIDENTIAL NEIGHBORHOOD."

Offered by: Senator Tam.

No. 59 "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE HIGH TECHNOLOGY TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S HIGH TECHNOLOGY INDUSTRY."

Offered by: Senator Tam.

No. 60 "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF AN ECONOMIC TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S ECONOMIC DIVERSITY."

Offered by: Senator Tam.

No. 61 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY RELATING TO THE MANAGEMENT OF THE AHUPUA'A O KAHANA."

Offered by: Senators Nakata, Chun, Hanabusa.

No. 62 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY, IN CONSULTATION WITH THE DEPARTMENT OF THE ATTORNEY GENERAL AND PRIVATE GROUPS SUCH AS THE OHANA HO'OPAKELE, TO IMPLEMENT PROGRAMS OF RESTORATIVE JUSTICE AND ESTABLISH WELLNESS CENTERS TO REDUCE THE RATE OF INCARCERATION AND INCREASE OPPORTUNITIES FOR INMATE REHABILITATION, PARTICULARLY AMONG NATIVE HAWAIIANS."

Offered by: Senators Nakata, Chun, Hanabusa.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 39 to 44) were read by the Clerk and were deferred:

Senate Resolution

No. 39 "SENATE RESOLUTION SUPPORTING THE ACQUISITION OF KAHUKU RANCH BY THE UNITED STATES NATIONAL PARK SERVICE FOR EXPANSION OF THE HAWAII VOLCANOES NATIONAL PARK."

Offered by: Senator Inouye.

No. 40 "SENATE RESOLUTION REQUESTING THE FAMILY COURT TO CONSIDER ALL SUPPORT OBLIGATIONS WHEN DETERMINING CHILD SUPPORT PAYMENTS, AND TO AMEND THE 1998 AMENDED CHILD SUPPORT GUIDELINES TO CLARIFY THAT A PARENT CAN REQUEST THE COURT TO CONSIDER ALL SUPPORT OBLIGATIONS."

Offered by: Senator Matsuura.

No. 41 "SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, IN CONJUNCTION WITH THE SEVERAL COUNTIES, TO ESTABLISH PUBLIC PARKS AND BEACHES THAT ALLOW DOGS."

Offered by: Senators Hemmings, Hogue, Kawamoto, English, Slom.

No. 42 "SENATE RESOLUTION REQUESTING A REVIEW OF THE PERFORMANCE INFORMATION PURCHASE SYSTEM."

Offered by: Senators Hanabusa, Matsuura, Kawamoto, Taniguchi, Kokubun, Chun, Nakata, Bunda, Ige, Kanno.

No. 43 "SENATE RESOLUTION REQUIRING A PUBLIC HEARING BEFORE A SOCIAL SERVICES FACILITY IS ALLOWED TO OPEN IN A RESIDENTIAL NEIGHBORHOOD."

Offered by: Senator Tam.

No. 44 "SENATE RESOLUTION REQUESTING A STUDY RELATING TO THE MANAGEMENT OF THE AHUPUA`A `O KAHANA."

Offered by: Senators Nakata, Chun, Hanabusa.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1021 (Gov. Msg. No. 157):

Senator Nakata moved that Stand. Com. Rep. No. 1021 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of CAROL T. RABER to the Board of Trustees, Deferred Compensation Plan, terms to expire June 30, 2001, and June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ihara, Inouye, Menor).

Stand. Com. Rep. No. 1022 (Gov. Msg. No. 164):

Senator Nakata moved that Stand. Com. Rep. No. 1022 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of SHARON S. NARIMATSU to the Hawai'i Performance Partnerships Board, term to expire December 2, 2002, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ihara, Inouye, Menor).

Stand. Com. Rep. No. 1023 (Gov. Msg. No. 115):

Senator Nakata moved that Stand. Com. Rep. No. 1023 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of LEONARD AGOR as Director of Labor and Industrial Relations, term to expire December 2, 2002, seconded by Senator Chumbley.

Senator Nakata rose to speak in favor of the nominee and said:

"Mr. President, I rise to speak in favor of this governor's message.

"Mr. President, your Committee on Labor has held a hearing on Mr. Agor. We have examined his qualifications. We have examined his character. It is with pleasure and honor that we are recommending that the Senate advise and consent to this nomination.

"Your Committee received testimony in support of Mr. Agor's nomination from our congressional delegation, the Lieutenant Governor, the Attorney General, the Chairman of the Labor and Industrial Relations Appeals Board, and others, including the Building Industry Association of Hawaii, the Hawaii Business League, and many others. Testimony was unanimous and overwhelmingly supportive of the nominee.

"He has a strong background in labor, but he is a man of integrity and we can trust him to carry out his duties in a fair, open, and honest way. He's a gentle man, but in my conversations with him, on occasion I have touched on issues which I guess touch a nerve in him and I can assure you that in spite of that quiet and calm exterior, there is steel to the character.

"So, it is with, again, honor and pride that I recommend to my fellow Senators that we advise and consent to this nomination. Thank you."

Senator Slom rose in support of the nominee and said:

"Mr. President, I, too, rise in support of the nominee.

"I have not spoken in support of a nominee for the Department of Labor before, but I'm very happy to do so with Mr. Agor. As the Senate Labor Chairman has pointed out, he has received support from both the business and labor communities, and I think that's important. I think he is the right man for the job at the right time. It's an idea that all of us, in fact, are laborers or should be. We should be workers. I think he brings dedication, experience, very strong work ethic, honesty, and integrity to the job.

"We look forward to working with him and look forward to confirming him. Thank you, Mr. President."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Inouye).

At this time, Senator Nakata introduced Mr. Agor, who was seated in the gallery with his family, to the members of the Senate.

At 11:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:57 o'clock a.m.

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Tuesday, March 6 2001 and Thursday, March 8, 2001:

Senate Concurrent Resolution	Referred to:
No. 21	Jointly to the Committee on Education and the Committee on Health and Human Services
No. 22	Committee on Education
No. 23	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 24	Committee on Health and Human Services
No. 25	Committee on Water, Land, Energy, and Environment
No. 26	Committee on Education
No. 27	Committee on Transportation, Military Affairs, and Government Operations
No. 28	Committee on Economic Development and Technology
No. 29	Committee on Economic Development and Technology
No. 30	Committee on Tourism and Intergovernmental Affairs
No. 31	Committee on Tourism and Intergovernmental Affairs
No. 32	Committee on Health and Human Services
No. 33	Committee on Judiciary
No. 34	Committee on Health and Human Services
No. 35	Committee on Ways and Means
No. 36	Committee on Economic Development and Technology
No. 37	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
No. 38	Committee on Education
No. 39	Committee on Economic Development and Technology
No. 40	Committee on Ways and Means
No. 41	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 42 Committee on Health and Human Services, then to Committee on Tourism and Intergovernmental Affairs

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Tuesday, March 6, 2001 and Thursday, March 8, 2001:

Senate Resolution	Referred to:
No. 16	Jointly to the Committee on Education and the Committee on Health and Human Services
No. 17	Committee on Education
No. 18	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 19	Committee on Health and Human Services
No. 20	Committee on Education
No. 21	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Judiciary
No. 22	Committee on Transportation, Military Affairs, and Government Operations
No. 23	Committee on Tourism and Intergovernmental Affairs
No. 24	Committee on Transportation, Military Affairs, and Government Operations
No. 25	Committee on Health and Human Services
No. 26	Committee on Judiciary
No. 27	Committee on Ways and Means
No. 28	Committee on Health and Human Services
No. 29	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
No. 30	Committee on Education
No. 31	Committee on Ways and Means
No. 32	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 33	Committee on Health and Human Services, then to the Committee on Tourism and Intergovernmental Affairs

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
No. 531	Committee on Judiciary
No. 1282, H.D. 2	Committee on Water, Land, Energy, and Environment, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means
No. 1399, H.D. 1	Jointly to the Committee on Hawaiian Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

ADJOURNMENT

At 11:58 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 13, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTY-FIRST DAY

Tuesday, March 13, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Brother Franklin Pao, SM Educator, St. Louis High School, Center Marianist Community, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Thirtieth Day.

Senator Matsunaga introduced Alison Higa of Palolo Elementary School and congratulated her on being named the 2001 State Elementary School Counselor of the Year. Accompanying Mrs. Higa were her husband Randall Higa, and their parents, Irene Yagi and Seiko and Betsy Higa.

At 11:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 177 to 188) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 177, submitting for consideration and confirmation to the Board of Agriculture, the nominations of SUMNER PARDEE ERDMAN and SUSAN MATSUSHIMA, terms to expire June 30, 2005, was referred to the Committee on Agriculture.

Gov. Msg. No. 178, submitting for consideration and confirmation to the Board of Directors, Aloha Tower Development Corporation, the nomination of DAVID M. LOUIE, term to expire June 30, 2005, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 179, submitting for consideration and confirmation to the Civil Rights Commission, the nominations of: FAYE KENNEDY, term to expire June 30, 2003; and HARRY YEE, term to expire June 30, 2005, was referred to the Committee on Judiciary.

Gov. Msg. No. 180, submitting for consideration and confirmation to the Crime Victim Compensation Commission, the nomination of LES S. IHARA, term to expire June 30, 2005, was referred to the Committee on Judiciary.

Gov. Msg. No. 181, submitting for consideration and confirmation to the Board of Trustees, Deferred Compensation Plan, the nomination of WAYNE L. CHU, term to expire June 30, 2005, was referred to the Committee on Labor.

Gov. Msg. No. 182, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nominations of HENRY CHO SR., THOMAS P. CONTRADES and HERRING K. KALUA, terms to expire June 30, 2005, was referred to the Committee on Hawaiian Affairs.

Gov. Msg. No. 183, submitting for consideration and confirmation to the Board of Directors, High Technology

Development Corporation, the nominations of DAVID LASSNER, PH.D., and RUSSELL T. YAMANE, terms to expire June 30, 2005, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 184, submitting for consideration and confirmation to the Land Use Commission, the nominations of P. ROY CATALANI, ISAAC FIESTA JR. and PETER YUKIMURA, terms to expire June 30, 2005, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 185, submitting for consideration and confirmation to the Real Estate Commission, the nominations of MITCHELL A. IMANAKA and JOHN OHAMA, terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 186, submitting for consideration and confirmation to the Board of Regents, University of Hawai'i, the nomination of CAPSUN M. POE, term to expire June 30, 2003, was referred to the Committee on Education.

Gov. Msg. No. 187, submitting for consideration and confirmation to the Board of Directors, Research Corporation of the University of Hawai'i, the nominations of LYNN C. KINNEY and EUGENE N. TIWANAK, terms to expire June 30, 2005, was referred to the Committee on Education.

Gov. Msg. No. 188, submitting for consideration and confirmation to the Western Interstate Commission for Higher Education (WICHE), the nomination of RAYMOND S. ONO, term to expire June 30, 2005, was referred to the Committee on Education.

SENATE COMMUNICATION

Sen. Com. No. 1, notice to the Governor dated March 13, 2001, transmitting S.B. No. 94; S.B. No. 780, S.D. 1; S.B. No. 996; S.B. 1430; and S.B. No. 1580, S.D. 2, which propose amendments to the Hawaii State Constitution, was read by the Clerk and was disposed of as follows:

By unanimous consent, the following notice was sent to the Governor:

"March 13, 2001

The Honorable Benjamin J. Cayetano
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Cayetano:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form to the following Senate Bill(s), a copy of which is attached hereto:

S.B. NO. 94
RELATING TO EDUCATION.

S.B. NO. 780, S.D. 1
PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII CONSTITUTION, TO ADD A SECTION ON CRIME VICTIMS' RIGHTS.

S.B. NO. 996
PROPOSING AMENDMENTS TO ARTICLE I, SECTION 10,
OF THE HAWAII CONSTITUTION.

S.B. NO. 1430
PROPOSING AN AMENDMENT TO ARTICLE III,
SECTION 6, OF THE HAWAII CONSTITUTION, TO
CHANGE THE ELIGIBILITY TO SERVE AS A MEMBER
OF THE SENATE OR HOUSE OF REPRESENTATIVES.

S.B. NO. 1580, S.D. 2
RELATING TO EDUCATION.

Respectfully,

/s/ Paul T. Kawaguchi
PAUL T. KAWAGUCHI
Clerk of the Senate"

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 63 to 76)
were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 63 "SENATE CONCURRENT RESOLUTION
REQUESTING THE ADOPTION OF AN OFFICIAL STATE
TARTAN."

Offered by: Senator Chun.

No. 64 "SENATE CONCURRENT RESOLUTION
REQUESTING THE ESTABLISHMENT OF A MAKUA
VALLEY TASK FORCE."

Offered by: Senators Hanabusa, Slom, Taniguchi,
Kokubun, Chun, Chumbley, Nakata, Matsuura, Sakamoto,
Bunda, Ige, Matsunaga, Kanno, Hemmings, Hogue, Buen,
Chun Oakland, Kim, Ihara, Tam, English.

No. 65 "SENATE CONCURRENT RESOLUTION
REQUESTING THE UNITED STATES CONGRESS TO
APPROPRIATE FUNDS FOR FORTY PER CENT OF
SPECIAL EDUCATION AND RELATED SERVICES FOR
CHILDREN WITH DISABILITIES."

Offered by: Senator Sakamoto.

No. 66 "SENATE CONCURRENT RESOLUTION
REQUESTING A WORKING GROUP BE CONVENED TO
EVALUATE AND RECOMMEND MEASURES TO
ENCOURAGE THE USE OF SAFETY PROGRAMS SUCH
AS THE EDDIE EAGLE PROGRAM FOR FIREARM
SAFETY."

Offered by: Senator Sakamoto.

No. 67 "SENATE CONCURRENT RESOLUTION
URGING THE COUNTIES TO STUDY THE
INADEQUACIES OF PARATRANSIT SERVICES FOR THE
ELDERLY AND DISABLED, TO EXAMINE THE
FEASIBILITY OF THE ADOPTING COUNTY
ORDINANCES OR RESOLUTIONS TO SUPPLEMENT
PARATRANSIT SERVICES WITH TAXICAB
TRANSPORTATION, AND TO EXAMINE THE
POSSIBILITY OF COUNTY APPLICATION FOR FEDERAL
DEPARTMENT OF TRANSPORTATION FUNDING TO

SUBSIDIZE PARATRANSIT PROGRAMS FOR THE
ELDERLY AND DISABLED."

Offered by: Senators Chumbley, Ihara, Chun Oakland,
Fukunaga, Ige, Matsunaga.

No. 68 "SENATE CONCURRENT RESOLUTION
REQUESTING THE ESTABLISHMENT OF NEW DESIGN
GUIDELINES FOR STATE ROAD AND BRIDGE
PROJECTS."

Offered by: Senators Chumbley, Matsuura, Buen,
English, Kokubun, Chun, Inouye.

No. 69 "SENATE CONCURRENT RESOLUTION
REQUESTING THE SUPERINTENDENT OF EDUCATION
TO CONVENE A TASK FORCE TO DEVELOP A
DEMONSTRATION PROJECT FOR GIFTED AND
TALENTED STUDENTS IN THE PEARL CITY HIGH
SCHOOL COMPLEX."

Offered by: Senators Kawamoto, Ige.

No. 70 "SENATE CONCURRENT RESOLUTION
REQUESTING THE ATTORNEY GENERAL TO REVIEW
AND COMPARE SELECTED PROVISIONS OF HAWAII
FAMILY LAW."

Offered by: Senator Kanno.

No. 71 "SENATE CONCURRENT RESOLUTION
REQUESTING THE JUDICIARY TO MONITOR THE
COLLECTION OF CRIME VICTIM COMPENSATION
FEES."

Offered by: Senator Kanno.

No. 72 "SENATE CONCURRENT RESOLUTION
DECLARING THAT NO PUBLIC MONEYS BE EXPENDED
BY STATE AGENCIES FOR CONTRACTS WITH PRIVATE
ENTITIES FOR THE PURPOSES OF LOBBYING THE
LEGISLATURE."

Offered by: Senator Tam.

No. 73 "SENATE CONCURRENT RESOLUTION
REQUESTING AN INCREASE TO THE BUSINESS
EXPENSE FEDERAL TAX DEDUCTION."

Offered by: Senator Tam.

No. 74 "SENATE CONCURRENT RESOLUTION
REQUESTING THE GOVERNOR TO ESTABLISH
CRITERIA FOR GRANTING PARDONS."

Offered by: Senator Tam.

No. 75 "SENATE CONCURRENT RESOLUTION
REQUESTING THE AUDITOR TO INVESTIGATE THE
HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Offered by: Senator Tam.

No. 76 "SENATE CONCURRENT RESOLUTION
REQUESTING THE CONVENING OF A HAWAIIAN
AFFAIRS TASK FORCE."

Offered by: Senators Hanabusa, Chun, Matsuura,
Nakata, Kokubun.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 45 to 55) were read by the Clerk and were deferred:

Senate Resolution

No. 45 "SENATE RESOLUTION ESTABLISHING POLICIES FOR CAPITOL TELEVISION CABLECASTS OF SENATE PROCEEDINGS."

Offered by: Senators English, Bunda, Chun, Hanabusa, Kawamoto.

No. 46 "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A MAKUA VALLEY TASK FORCE."

Offered by: Senators Hanabusa, Slom, Taniguchi, Kokubun, Chun, Chumbley, Nakata, Matsuura, Sakamoto, Bunda, Kanno, Hemmings, Matsunaga, Hogue, Buen, Chun Oakland, Kim, Ihara, Tam, Ige, English.

No. 47 "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROPRIATE FUNDS FOR FORTY PER CENT OF SPECIAL EDUCATION AND RELATED SERVICES FOR CHILDREN WITH DISABILITIES."

Offered by: Senator Sakamoto.

No. 48 "SENATE RESOLUTION REQUESTING A WORKING GROUP BE CONVENED TO EVALUATE AND RECOMMEND MEASURES TO ENCOURAGE THE USE OF SAFETY PROGRAMS SUCH AS THE EDDIE EAGLE PROGRAM FOR FIREARM SAFETY."

Offered by: Senator Sakamoto.

No. 49 "SENATE RESOLUTION URGING THE COUNTIES TO STUDY THE INADEQUACIES OF PARATRANSIT SERVICES FOR THE ELDERLY AND DISABLED, TO EXAMINE THE FEASIBILITY OF THE ADOPTING COUNTY ORDINANCES OR RESOLUTIONS TO SUPPLEMENT PARATRANSIT SERVICES WITH TAXICAB TRANSPORTATION, AND TO EXAMINE THE POSSIBILITY OF COUNTY APPLICATION FOR FEDERAL DEPARTMENT OF TRANSPORTATION FUNDING TO SUBSIDIZE PARATRANSIT PROGRAMS FOR THE ELDERLY AND DISABLED."

Offered by: Senators Chumbley, Ihara, Chun Oakland, Fukunaga, Ige, Matsunaga.

No. 50 "SENATE RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO CONVENE A TASK FORCE TO DEVELOP A DEMONSTRATION PROJECT FOR GIFTED AND TALENTED STUDENTS IN THE PEARL CITY HIGH SCHOOL COMPLEX."

Offered by: Senators Kawamoto, Ige.

No. 51 "SENATE RESOLUTION REQUESTING THE ATTORNEY GENERAL TO REVIEW AND COMPARE SELECTED PROVISIONS OF HAWAII FAMILY LAW."

Offered by: Senator Kanno.

No. 52 "SENATE RESOLUTION REQUESTING THE JUDICIARY TO MONITOR THE COLLECTION OF CRIME VICTIM COMPENSATION FEES."

Offered by: Senator Kanno.

No. 53 "SENATE RESOLUTION DECLARING THAT NO PUBLIC MONEYS BE EXPENDED BY STATE AGENCIES FOR CONTRACTS WITH PRIVATE ENTITIES FOR THE PURPOSES OF LOBBYING THE LEGISLATURE."

Offered by: Senator Tam.

No. 54 "SENATE RESOLUTION REQUESTING THE CONVENING OF A HAWAIIAN AFFAIRS TASK FORCE."

Offered by: Senators Hanabusa, Chun, Matsuura, Nakata, Kokubun.

No. 55 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF ESTABLISHING A K-16 MODEL."

Offered by: Senator Sakamoto.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1024) recommending that the Senate advise and consent to the nomination of BOBBIE ONZUKA-ANDERSON to the Policy Advisory Board for Elder Affairs, in accordance with Gov. Msg. No. 159.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1024 and Gov. Msg. No. 159 was deferred until Wednesday, March 14, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1025) recommending that the Senate advise and consent to the nominations of ROBYN S. KAUFMAN and JOHN MARSH to the Board of Health, in accordance with Gov. Msg. No. 166.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1025 and Gov. Msg. No. 166 was deferred until Wednesday, March 14, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1026) recommending that the Senate consent to the nomination of REINETTE W. COOPER to the office of Judge, District Court of the Second Circuit, for a term of six years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, and in accordance with Jud. Com. No. 1.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1026 and Jud. Com. No. 1 was deferred until Wednesday, March 14, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1027) recommending that the Senate consent to the nomination of TRUDY K. SENDA to the office of Judge, District Court of the Fifth Circuit, for a term of six years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, and in accordance with Jud. Com. No. 2.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1027 and Jud. Com. No. 2 was deferred until Wednesday, March 14, 2001.

ORDER OF THE DAY**REFERRAL OF
SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Friday, March 9, 2001:

Senate
Concurrent
Resolution

Referred to:

- | | |
|--------|--|
| No. 43 | Committee on Agriculture |
| No. 44 | Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations |
| No. 45 | Committee on Agriculture |
| No. 46 | Committee on Education |
| No. 47 | Committee on Economic Development and Technology, then to the Committee on Tourism and Intergovernmental Affairs |
| No. 48 | Committee on Economic Development and Technology, then to the Committee on Transportation, Military Affairs, and Government Operations |
| No. 49 | Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology |
| No. 50 | Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology |
| No. 51 | Committee on Economic Development and Technology, then to the Committee on Transportation, Military Affairs, and Government Operations |

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Friday, March 9, 2001:

Senate
Resolution

Referred to:

- | | |
|--------|--|
| No. 34 | Committee on Agriculture |
| No. 35 | Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations |
| No. 36 | Committee on Agriculture |
| No. 37 | Committee on Education |
| No. 38 | Committee on Economic Development and Technology, then to the Committee on Tourism and Intergovernmental Affairs |

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill

Referred to:

No. 73, H.D. 2 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 118, H.D. 3 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 152, H.D. 1 Committee on Judiciary, then to the Committee on Ways and Means

No. 161, H.D. 2 Jointly to the Committee on Labor, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 216, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 509, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 518, H.D. 1 Committee on Health and Human Services, then to the Committee on Judiciary

No. 539, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

No. 551, H.D. 1 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 592, H.D. 1 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, then to the Committee on Ways and Means

No. 599, H.D. 1 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary

No. 603, H.D. 2 Committee on Commerce, Consumer Protection and Housing

No. 620, H.D. 2 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 628 Committee on Education, then to the Committee on Judiciary, then to the Committee on Ways and Means

No. 646, H.D. 1 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 697 Jointly to the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing

No. 723 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 725, H.D. 1 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 857, H.D. 2 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 917, H.D. 1 Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary

No. 1243, H.D. 1 Committee on Commerce, Consumer Protection and Housing

No. 1361, H.D. 1 Jointly to the Committee on Hawaiian Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 1411 Committee on Education, then to the Committee on Ways and Means

No. 1474, H.D. 1 Committee on Hawaiian Affairs

No. 1547, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations

and the Chair granted the waiver.

ADJOURNMENT

At 11:58 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, March 14, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

RE-REFERRAL OF SENATE CONCURRENT RESOLUTION

The Chair re-referred the following concurrent resolution that was offered:

Senate
Concurrent
Resolution Referred to:

No. 37 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

RE-REFERRAL OF SENATE RESOLUTION

The Chair re-referred the following resolution that was offered:

Senate
Resolution Referred to:

No. 29 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

Senator Kanno, for the Committee on Judiciary, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following House Bills:

H.B. No. 462;
H.B. No. 498;
H.B. No. 523;
H.B. No. 962; and
H.B. No. 1000,

THIRTY-SECOND DAY

Wednesday, March 14, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Chaplain Seaward B. Grant, C.S. Member, First Church of Christ Scientist, after which the Roll was called showing all Senators present with the exception of Senators Chumbley and Sakamoto who were excused.

The President announced that he had read and approved the Journal of the Thirty-First Day.

Senator Ihara congratulated the Sheraton Moana Surfrider Hotel on its 100th anniversary and commended the Kyo-ya Co. Ltd. for its commitment to the preservation of the hotel and introduced Fred Orr, Managing Director of the Moana Surfrider and the Princess Kaiulani Hotels; and Simon Rusconi, Manager of the Moana Surfrider.

Senator Tam introduced the following individuals and commended them for their contributions to the State of Hawaii by fostering favorable relationships between Hawaii and Taiwan: Jack Hai-Lung Huang, President of the Longevity International Enterprises Corporation; and Grace C.N. Peng, General Manager of the Longevity International Enterprises Corporation.

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:03 o'clock p.m.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 77 to 100) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 77 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON ESTABLISHING AN ENVIRONMENTAL COURT."

Offered by: Senators Chumbley, English, Bunda.

No. 78 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE FEASIBILITY OF VOTING VIA THE INTERNET."

Offered by: Senators Chumbley, Chun, Oakland, Fukunaga, Matsunaga, Ige, Ihara.

No. 79 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF WHETHER COMPETENCY IN CHELATION THERAPY SHOULD BE REQUIRED AS A CONDITION OF PHYSICIAN LICENSURE."

Offered by: Senator Matsuura.

No. 80 "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO URGE THE UNITED STATES CONGRESS TO INCREASE FEDERAL ASSISTANCE TO ASSIST HAWAII IN COMPLYING WITH THE FELIX V.

CAYETANO CONSENT DECREE AND THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT."

Offered by: Senators Hogue, Hemmings, Kokubun, Kim, Taniguchi.

No. 81 "SENATE CONCURRENT RESOLUTION REQUESTING THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII TO INVESTIGATE THE SECTION 8 HOUSING POLICY IN THE STATE AND COUNTIES."

Offered by: Senator Hogue.

No. 82 "SENATE CONCURRENT RESOLUTION REQUESTING THE COUNCIL OF THE CITY AND COUNTY OF HONOLULU TO DECLARE WAIKIKI BEACH A SMOKE-FREE AREA."

Offered by: Senator Taniguchi.

No. 83 "SENATE CONCURRENT RESOLUTION REQUESTING STATE AGENCIES TO CONTACT NON-PROFIT, COMMUNITY AND RELIGIOUS ORGANIZATIONS FOR THE PURPOSES OF PROVIDING SERVICES TO YOUTHS."

Offered by: Senator Slom.

No. 84 "SENATE CONCURRENT RESOLUTION URGING THE CONGRESSIONAL DELEGATION OF THE STATE OF HAWAII TO SUPPORT RENEWAL OF THE PRESIDENT'S FAST-TRACK NEGOTIATING AUTHORITY."

Offered by: Senators Slom, Hogue.

No. 85 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO GATHER PUBLIC INPUT AND RECOMMEND STATUTORY CAVE LAW."

Offered by: Senators Chumbley, Chun.

No. 86 "SENATE CONCURRENT RESOLUTION REQUESTING ESTABLISHMENT OF A TASK FORCE TO EVALUATE THE FEASIBILITY OF IMPLEMENTING PROTECTION OF 'OPEN LANDS' IN THE HAWAII STATE CONSTITUTION."

Offered by: Senators Chun, Matsuura, Buen, Kawamoto, Matsunaga, Hogue, English, Kokubun, Hanabusa, Nakata.

No. 87 "SENATE CONCURRENT RESOLUTION REQUESTING THE IDENTIFICATION OF APPROPRIATE SITES FOR TELECOMMUNICATION TOWERS AND ANTENNAE TO PROVIDE OPTIMUM COVERAGE."

Offered by: Senator Kokubun.

No. 88 "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO STUDY THE FEASIBILITY OF USING EXCESS PUBLIC UTILITIES SPECIAL FUND MONEYS TO ESTABLISH A UTILITY LINES UNDERGROUNDING FUND."

Offered by: Senator Kokubun.

No. 89 "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE DEVELOPMENT OF THE NORTHWESTERN HAWAIIAN ISLANDS CORAL REEF ECOSYSTEM RESERVE OPERATIONS PLAN AND CLARIFICATION OF THE STATE'S ROLE AND RESPONSIBILITIES."

Offered by: Senator Kokubun.

No. 90 "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO IMPROVE THE EFFICIENCY OF LAW ENFORCEMENT AND PUBLIC SAFETY AGENCIES."

Offered by: Senators Chun Oakland, Slom, Kanno, Ihara, Fukunaga, Menor, Tam, Inouye, Nakata, Ige, Hanabusa.

No. 91 "SENATE CONCURRENT RESOLUTION URGING HEALTH CARE PLANS AND PROVIDERS TO PROVIDE COVERAGE FOR AND UTILIZE HEARING SCREENING IN OLDER PATIENTS."

Offered by: Senators Chun Oakland, Matsuura, Kokubun, Kanno, Kawamoto, Buen, Fukunaga, Tam, Slom, English, Sakamoto, Ihara, Menor, Inouye.

No. 92 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF EDUCATION TO JOINTLY DETERMINE WHETHER THE DIAGNOSIS OF CHILDREN WITH 'ATTENTION DEFICIT DISORDER' OR 'ATTENTION DEFICIT HYPERACTIVITY DISORDER' IN HAWAII HAS BEEN EXCESSIVE, WHETHER HAWAII'S CHILDREN ARE BEING SUBJECTED TO EXCESSIVE USE OF PSYCHIATRIC DRUGS TO MODIFY THEIR BEHAVIOR, AND TO RESEARCH, EXAMINE, AND RECOMMEND NON-DRUG ALTERNATIVES."

Offered by: Senators Chun Oakland, Matsuura, Kokubun, Kanno, Buen, Slom, English, Sakamoto, Ihara, Fukunaga, Menor, Tam, Inouye, Nakata, Ige, Hanabusa.

No. 93 "SENATE CONCURRENT RESOLUTION SUPPORTING ACCELERATION OF THE DEVELOPMENT OF THE KAPALAMA CONTAINER TERMINAL FACILITY."

Offered by: Senators Kawamoto, Fukunaga, Kanno, Tam, Buen, Hemmings.

No. 94 "SENATE CONCURRENT RESOLUTION SUPPORTING INCREASING THE DEPTH OF BARBERS POINT HARBOR."

Offered by: Senators Kawamoto, Fukunaga, Tam, Buen, Hemmings.

No. 95 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO STIMULATE ECONOMIC DEVELOPMENT BY CONTRACTING WITH A NONPROFIT ORGANIZATION FOR THE PURPOSE OF ORGANIZING A MULTICULTURAL VILLAGE AT KAKAAKO."

Offered by: Senator Tam.

No. 96 "SENATE CONCURRENT RESOLUTION

APPROVING AND AUTHORIZING THE ESTABLISHMENT OF A SISTER STATE/CITY RELATIONSHIP FOR ECONOMIC DEVELOPMENT BETWEEN THE STATE OF HAWAII AND THE MUNICIPALITIES OF TAIPEI AND TAINAN."

Offered by: Senator Tam.

No. 97 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROPRIATE FUNDS FOR FORTY PERCENT OF THE COST OF SPECIAL EDUCATION AND RELATED SERVICES FOR CHILDREN WITH DISABILITIES."

Offered by: Senator Sakamoto.

No. 98 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO PROVIDE TRANSPORTATION FOR STUDENTS INVOLVED IN AFTER SCHOOL EXTRACURRICULAR ACTIVITIES."

Offered by: Senator Sakamoto.

No. 99 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF ESTABLISHING A K-16 MODEL."

Offered by: Senator Sakamoto.

No. 100 "SENATE CONCURRENT RESOLUTION SUPPORTING PROJECT KA HALE PONO'S PETITION TO THE DEPARTMENT OF HAWAIIAN HOME LANDS FOR A PARCEL OF LAND TO BUILD A YOUTH CENTER."

Offered by: Senators Chumbley, Chun.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 56 to 74) were read by the Clerk and were deferred:

Senate Resolution

No. 56 "SENATE RESOLUTION REQUESTING A STUDY ON ESTABLISHING AN ENVIRONMENTAL COURT."

Offered by: Senators Chumbley, English, Buen.

No. 57 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE FEASIBILITY OF VOTING VIA THE INTERNET."

Offered by: Senators Chumbley, Chun Oakland, Fukunaga, Matsunaga, Ige, Ihara.

No. 58 "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO URGE THE UNITED STATES CONGRESS TO INCREASE FEDERAL ASSISTANCE TO ASSIST HAWAII IN COMPLYING WITH THE FELIX V. CAYETANO CONSENT DECREE AND THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT."

Offered by: Senators Hogue, Hemmings, Kokubun, Kim.

No. 59 "SENATE RESOLUTION URGING THE

HAWAII CONGRESSIONAL DELEGATION OF THE UNITED STATES CONGRESS TO REQUEST MORE FEDERAL ASSISTANCE IN COMPLYING WITH THE FELIX CONSENT DECREE AND THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT.”

Offered by: Senators Hogue, Hemmings, Kokubun, Kim.

No. 60 “SENATE RESOLUTION REQUESTING AN AUDIT OF THE EFFECTIVENESS OF THE PROCUREMENT LAW IN CONNECTION WITH PUBLIC SCHOOLS.”

Offered by: Senators Hogue, Hemmings, Kokubun, Kim.

No. 61 “SENATE RESOLUTION REQUESTING THE COUNCIL OF THE CITY AND COUNTY OF HONOLULU TO DECLARE WAIKIKI BEACH A SMOKE-FREE AREA.”

Offered by: Senator Taniguchi.

No. 62 “SENATE RESOLUTION URGING THE CONGRESSIONAL DELEGATION OF THE STATE OF HAWAII TO SUPPORT RENEWAL OF THE PRESIDENT’S FAST-TRACK NEGOTIATING AUTHORITY.”

Offered by: Senators Slom, Hogue.

No. 63 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO GATHER PUBLIC INPUT AND RECOMMEND STATUTORY CAVE LAW.”

Offered by: Senators Chumbley, Chun.

No. 64 “SENATE RESOLUTION REQUESTING THE GOVERNMENT AGENCIES TO INVITE FAITH-BASED ORGANIZATIONS TO PROVIDE SERVICES TO THE YOUTHS OF HAWAII.”

Offered by: Senators Chun, Buen, Kokubun, Hogue, Sakamoto.

No. 65 “SENATE RESOLUTION REQUESTING THE IDENTIFICATION OF APPROPRIATE SITES FOR TELECOMMUNICATION TOWERS AND ANTENNAE TO PROVIDE OPTIMUM COVERAGE.”

Offered by: Senator Kokubun.

No. 66 “SENATE RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO STUDY THE FEASIBILITY OF USING EXCESS PUBLIC UTILITIES SPECIAL FUND MONEYS TO ESTABLISH A UTILITY LINES UNDERGROUNDING FUND.”

Offered by: Senator Kokubun.

No. 67 “SENATE RESOLUTION REQUESTING A REPORT ON THE DEVELOPMENT OF THE NORTHWESTERN HAWAIIAN ISLANDS CORAL REEF ECOSYSTEM RESERVE OPERATIONS PLAN AND CLARIFICATION OF THE STATE’S ROLE AND RESPONSIBILITIES.”

Offered by: Senator Kokubun.

No. 68 “SENATE RESOLUTION ESTABLISHING A

TASK FORCE TO IMPROVE THE EFFICIENCY OF LAW ENFORCEMENT AND PUBLIC SAFETY AGENCIES.”

Offered by: Senators Chun, Oakland, Slom, Kanno, Hogue, Ihara, Fukunaga, Menor, Tam, Inouye, Nakata, Ige, Hanabusa.

No. 69 “SENATE RESOLUTION URGING HEALTH CARE PLANS AND PROVIDERS TO PROVIDE COVERAGE FOR AND UTILIZE HEARING SCREENING IN OLDER PATIENTS”

Offered by: Senators Chun, Oakland, Matsuura, Kokubun, Kanno, Kawamoto, Buen, Sakamoto, Fukunaga, Slom, English, Inouye, Hogue, Ihara, Menor, Tam.

No. 70 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF EDUCATION TO JOINTLY DETERMINE WHETHER THE DIAGNOSIS OF CHILDREN WITH ‘ATTENTION DEFICIT DISORDER’ OR ‘ATTENTION DEFICIT HYPERACTIVITY DISORDER’ IN HAWAII HAS BEEN EXCESSIVE, WHETHER HAWAII’S CHILDREN ARE BEING SUBJECTED TO EXCESSIVE USE OF PSYCHIATRIC DRUGS TO MODIFY THEIR BEHAVIOR, AND TO RESEARCH, EXAMINE, AND RECOMMEND NON-DRUG ALTERNATIVES.”

Offered by: Senators Chun, Oakland, Matsuura, Kokubun, Kanno, Buen, Slom, English, Sakamoto, Ihara, Fukunaga, Menor, Tam, Inouye, Nakata, Ige, Hanabusa.

No. 71 “SENATE RESOLUTION SUPPORTING ACCELERATION OF THE DEVELOPMENT OF THE KAPALAMA CONTAINER TERMINAL FACILITY.”

Offered by: Senators Kawamoto, Fukunaga, Kanno, Tam, Buen, Hemmings.

No. 72 “SENATE RESOLUTION SUPPORTING INCREASING THE DEPTH OF BARBERS POINT HARBOR.”

Offered by: Senators Kawamoto, Fukunaga, Tam, Buen, Hemmings.

No. 73 “SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROPRIATE FUNDS FOR FORTY PERCENT OF THE COST OF SPECIAL EDUCATION AND RELATED SERVICES FOR CHILDREN WITH DISABILITIES.”

Offered by: Senator Sakamoto.

No. 74 “SENATE RESOLUTION SUPPORTING PROJECT KA HALE PONO’S PETITION TO THE DEPARTMENT OF HAWAIIAN HOME LANDS FOR A PARCEL OF LAND TO BUILD A YOUTH CENTER.”

Offered by: Senators Chumbley, Chun.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1028) recommending that H.B. No. 429 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 429, entitled: “A BILL FOR AN ACT

MAKING AN APPROPRIATION FOR BLINDNESS SKILL TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1029) recommending that H.B. No. 629, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 629, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1030) recommending that H.B. No. 634 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 634, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE RECOVERY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1031) recommending that H.B. No. 647, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 647, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1032) recommending that H.B. No. 411, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 411, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1033) recommending that H.B. No. 564, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 564, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1034) recommending that H.B.

No. 572, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 572, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1035) recommending that H.B. No. 576, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 576, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1036) recommending that H.B. No. 676, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 676, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 1037) recommending that H.B. No. 1586, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 1586, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1024 (Gov. Msg. No. 159):

Senator Matsuura moved that Stand. Com. Rep. No. 1024 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nomination of BOBBIE ONZUKA-ANDERSON to the Policy Advisory Board for Elder Affairs, term to expire June 30, 2004, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Chumbley, Sakamoto).

Stand. Com. Rep. No. 1025 (Gov. Msg. No. 166):

Senator Matsuura moved that Stand. Com. Rep. No. 1025 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the Board of Health of the following:

ROBYN S. KAUFMAN, terms to expire June 30, 2001, and June 30, 2005; and

JOHN MARSH, term to expire June 30, 2004,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Chumbley, Sakamoto).

Stand. Com. Rep. No. 1026 (Jud. Com. No. 1):

Senator Kanno moved that Stand. Com. Rep. No. 1026 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate consent to the nomination of REINETTE W. COOPER as Judge of the District Court of the Second Circuit, for a term of six years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, seconded by Senator Matsuura.

Senator Kanno rose in support of the nominee and said:

“Mr. President, I rise to speak in support of the nominee.

“Mr. President, your Committee on Judiciary held a hearing on March 12, 2001, to consider the nomination of Reinette W. Cooper to the District Court of the Second Circuit.

“Your Committee received testimony unanimously supporting Ms. Cooper from the Lieutenant Governor, Public Defender, Maui Prosecuting Attorney, Hawaii State Bar Association, and 23 private individuals.

“Ms. Cooper’s credentials are impressive. She received her law degree from the Southwestern University School of Law, a BA from the Loyola Marymount University, and an AA from Leeward Community College.

“Ms. Cooper’s legal experience is comprehensive and diverse. She is an experienced trial attorney with a thriving solo practice that includes family law litigation, including divorce, custody, child abuse, adoption, guardianships, family reunification, and child protective services, as well as criminal defense of felony and misdemeanor cases. Moreover, in addition to currently being a per diem Family Court Judge in the Second Circuit, Ms. Cooper has been a Deputy Prosecutor, Deputy Public Defender, and grand jury counsel. Additionally, Ms. Cooper has been a guest lecturer at the University of Hawaii’s Richardson School of Law, and Leeward Community College.

“It is with great pleasure that your Committee finds Ms. Cooper to be qualified and extremely well suited for the position with the District Court of the Second Circuit and wholeheartedly recommends that the Senate consents to the nomination.

“Thank you.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Chumbley, Sakamoto).

Stand. Com. Rep. No. 1027 (Jud. Com. No. 2):

Senator Kanno moved that Stand. Com. Rep. No. 1027 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate consent to the nomination of TRUDY K. SENDA as Judge of the District Court of the Fifth Circuit, for a term of six years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, seconded by Senator Matsuura.

Senator Kanno rose to speak in support of the nominee as follows:

“Mr. President, I rise to speak in support of the nominee.

“Mr. President, your Committee on Judiciary held a hearing on March 12, 2001, to consider the nomination of Trudy K. Senda to the District Court of the Fifth Circuit.

“This nominee received testimony from a wide cross section of the community. The Circuit and District Courts of the Fifth Circuit as well as the Lieutenant Governor are only a few of the many distinguished testifiers in support of the nominee.

“The nominee is a product of the state’s public educational system. She received her high school diploma from Kauai High and Intermediate School then went on to earn a BA and a JD from the University of Hawaii.

“The Hawaii State Bar Association reviewed, evaluated, and rated the nominee on her qualifications for a judicial appointment. The review examines numerous facets of a nominee’s profile including integrity, legal knowledge and ability, professional experience, judicial temperament, diligence, financial responsibility, public service, collegiality, and writing ability. Upon completion of the review process, the State Bar Association gave the nominee its highest endorsement.

“The nominee has been in private practice and has extensive experience in general litigation, including personal injury, workers’ compensation, criminal law, construction contracts, commercial disputes, foreclosure proceedings, family law, real estate development and financing, and land use law.

“The nominee has been an arbitrator for the Fifth Circuit Court and a Master Mediator for the Court Annexed Arbitration Program.

“Your Committee was impressed with the nominee’s statement in her written testimony that she will strive to dispense justice, fairness, objectivity, reason, respect, and due process within the bounds of the law, striving to arrive at a fair and lawful solution. She states that she will practice pragmatism while not allowing a pragmatic approach to deprive a litigant of constitutional rights, and that she will do what is right as a jurist rather than what is popular in the community.

“It is with great pleasure that I recommend that the Senate confirm the nominee as a District Court Judge in the Fifth Circuit Court of Hawaii.

“Thank you.”

Senator Chun rose in support of the nominee and stated:

“Mr. President, I also stand in support of the nominee.

“Mr. President, I’ve known Ms. Senda since childhood when we were both growing up on Kauai. I’ve always known her to be a person with great integrity, honesty, and intelligence – all essential factors to being a successful judge. Mr. President, the Bar of Kauai will miss Ms. Senda’s skill as an advocate, but I feel they will gain much from her service on the bench.

“Mr. President, on a personal note, I will miss Ms. Senda’s services as an advocate as part of the Bar, because now we’ll have to find another attorney to refer cases to when I have conflicts. So I think I will have to check with her other partner over there to see if I can do referrals on Family Court or other real estate related matters. I think her service on the bench will far, far outweigh the loss of her on the Bar.

“Thank you, Mr. President.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Chumbley, Sakamoto).

At 12:09 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:15 o’clock p.m.

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill Referred to:

No. 160, H.D. 1 Jointly to the Committee on Tourism and Intergovernmental Affairs and Committee on Judiciary, then to the Committee on Ways and Means

No. 740, H.D. 2 Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing

No. 815, H.D. 2 Committee on Commerce, Consumer Protection and Housing

No. 954, H.D. 3 Jointly to the Committee on Commerce, Consumer Protection and Housing, the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 998, H.D. 2 Committee on Judiciary

No. 1256, H.D. 2 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1385, H.D. 3 Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following concurrent resolutions that were offered:

Senate
Concurrent
Resolution

Referred to:

No. 38 Jointly to the Committee on Education and the Committee on Economic Development and Technology

No. 40 Committee on Economic Development and Technology, then to the Committee on Ways and Means

RE-REFERRAL OF SENATE RESOLUTIONS

The Chair re-referred the following resolutions that were offered:

Senate
Resolution

Referred to:

No. 30 Jointly to the Committee on Education and the Committee on Economic Development and Technology

No. 31 Committee on Economic Development and Technology, then to the Committee on Ways and Means

Senator Chun, for the Committee on Hawaiian Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.B. Nos. 144 and 159, and the Chair granted the waiver.

Senator Slom rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“I just wanted to give my personal point of view on this \$10,000 ad that appeared in this morning’s paper from the Governor. I think it’s wholly inappropriate of the use of public funds for involvement in this collective bargaining process.

“But you know, the interesting thing is that the Governor’s got a magazine that the public also pays for – Imiloa. The Governor has press conferences and press releases almost every day, so I don’t think the Governor has much trouble getting press coverage. I think, however, that maybe he would like to use some of his money for the Minority Caucus so that we can get our points as succinctly across and maybe we can go in on a joint ad with him.

“One of the things that was in the ad I’d like to call attention to my colleagues, because I know sometimes people get a little concerned that for five years now I have voted against every additional special fund. And people have said, ‘Now Sam, it’s a good cause and it’s a good reason’ and all that. My argument has always been twofold: (1) it is not good budgetary accounting procedures to have special funds; and (2) we always steal the special funds and they are not so special after all.

“I’m very happy to see that in this \$10,000 ad, the Governor says in the third paragraph, ‘three years ago we raided special funds and cut services to give teachers a 14 percent pay increase.’ Whether that percentage figure is correct or not, the fact is that that’s what we do – we create these special funds; we hide them from the general public; and then we allow them to be raided for purposes other than which they’re intended. That’s why, Mr. President, I will continue to vote against special funds. They’re BAD policy.

“Thank you.”

ADJOURNMENT

At 12:21 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, March 15, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTY-THIRD DAY

Thursday, March 15, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Bob Chin, Kaimuki Evangelical Church, after which the Roll was called showing all Senators present with the exception of Senator Matsuura who was excused.

The President announced that he had read and approved the Journal of the Thirty-Second Day.

Senator Fukunaga recognized and introduced internationally renowned Taiko Master, Kenny Endo for his 25+ years of elevating taiko into an international performance art. Accompanying Mr. Endo was his wife, Chizuko, and sons, Myles and Zenya.

At this time, Mr. Endo demonstrated his artistry with a brief performance for the members of the Senate.

At 11:57 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 189 to 209) were read by the Clerk and were placed on file:

Gov. Msg. No. 189, dated February 6, 2001, transmitting a report prepared by the Department of Health, pursuant to Chapters 128D and 128E, on the activities of the Department of Health, Environmental Health Administration, Office of Hazard Evaluation and Emergency Response and use of the Environmental Response Revolving Fund.

Gov. Msg. No. 190, dated February 7, 2001, transmitting the Report of the Mental Health Task Force prepared by The Mental Health Task Force and the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Act 243, SLH 2000.

Gov. Msg. No. 191, dated February 12, 2001, transmitting the Quarterly Report on the Status of the State's Progress in Meeting the Requirements of the Felix v. Cayetano Consent Decree prepared by the Department of Education, pursuant to Act 91, Section 46, SLH 1999.

Gov. Msg. No. 192, dated February 13, 2001, transmitting the Annual Exempt Position Review prepared by the Department of Human Resources Development, pursuant to Act 253, Section 144, SLH 2000.

Gov. Msg. No. 193, dated February 14, 2001, transmitting the Independent Accountants' Report and Funds Report for the Fiscal Year Ending June 30, 1999, for the Housing and Community Development Corporation of Hawaii, prepared by Grant Thornton LLP, pursuant to Section 201G-21, HRS.

Gov. Msg. No. 194, dated February 14, 2001, transmitting the report on goals, objectives and policies, and action for the Office of the Governor, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 195, dated February 15, 2001, transmitting a Report of the Findings and Recommendations on a Potential Captive Insurance Company for State Risks, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Act 132, SLH 2000.

Gov. Msg. No. 196, dated February 21, 2001, transmitting the Report on the Express Commuter Ferry Demonstration Project (Wikiwiki Ferry), prepared by the Department of Transportation, pursuant to Act 221, SLH 1998.

Gov. Msg. No. 197, dated February 21, 2001, transmitting the Report on the Public Utilities Commission Special Fund for Fiscal Years 1998-1999 and 1999-2000, prepared by the Department of Budget and Finance, Public Utilities Commission, pursuant to Section 269-33, HRS, and Act 226, SLH 1994.

Gov. Msg. No. 198, dated March 1, 2001, transmitting the Annual Report of the Crime Victim Compensation Commission for Fiscal Year Ending June 30, 2000.

Gov. Msg. No. 199, dated March 1, 2001, transmitting the 2000 Report of the Commission to Promote Uniform Legislation prepared by the Department of the Attorney General.

Gov. Msg. No. 200, dated March 5, 2001, transmitting the Department of Agriculture's Annual Report for Fiscal Year 2000.

Gov. Msg. No. 201, dated March 6, 2001, transmitting the 2000 State Energy Resources Coordinator's Annual Report, pursuant to Section 196-4, HRS.

Gov. Msg. No. 202, dated March 6, 2001, transmitting the Semi-Annual Report on the Activities of the Kaneohe Bay Regional Council, pursuant to Section 200D-5, HRS.

Gov. Msg. No. 203, dated March 7, 2001, transmitting the Agribusiness Development Corporation's Action Plan.

Gov. Msg. No. 204, dated March 7, 2001, transmitting the Barbers Point Naval Air Station Redevelopment Commission's Annual Report for Fiscal Year Ending June 30, 2000.

Gov. Msg. No. 205, dated March 8, 2001, transmitting the Research Corporation of the University of Hawaii's 2000 Annual Report, pursuant to Section 307-6, HRS.

Gov. Msg. No. 206, dated March 8, 2001, transmitting the Comprehensive Annual Financial Report of the State of Hawaii for the Fiscal Year Ended June 30, 2000, prepared by the Comptroller, pursuant to Section 40-5, HRS.

Gov. Msg. No. 207, dated March 9, 2001, transmitting the Small Business Regulatory Board's Initial Report, prepared by the Department of Business, Economic Development and Tourism, Business Support Division, pursuant to Act 168, SLH 1998.

Gov. Msg. No. 208, dated March 14, 2001, transmitting the Hawaii Paroling Authority's Annual Report for Fiscal Year Ending June 30, 2000.

Gov. Msg. No. 209, dated March 14, 2001, transmitting the Hawaii Performance Partnerships Board Report for 2000, pursuant to Act 160, SLH 1999.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 16 to 21) were read by the Clerk and were placed on file:

Dept. Com. No. 16, from the Department of Education, Student Conference Planning Committee dated February 9, 2001, transmitting the 2000 State Student Conference Proceedings, pursuant to Chapter 317, HRS.

Dept. Com. No. 17, from the State Auditor dated February 21, 2001, transmitting a report, "A Review and Identification of Fiscally Related Powers Conferred Upon or Assumed by the Executive Branch," (Report No. 01-04).

Dept. Com. No. 18, from the State Auditor dated February 22, 2001, transmitting a report, "Audit of the Department of Human Services' Information Systems," (Report No. 01-05).

Dept. Com. No. 19, from the Department of Transportation dated February 26, 2001, transmitting the Department's Safe Communities Highway Safety Program Request for Grant Proposals for Federal Fiscal Year 2001.

Dept. Com. No. 20, from the State Auditor dated March 5, 2001, transmitting a report, "Audit of the Office of Hawaiian Affairs," (Report No. 01-06).

Dept. Com. No. 21, from the Hawaii Labor Relations Board dated March 5, 2001, transmitting the HLRB Informational Bulletin No. 39, which provides, by employing jurisdictions, the number of public employees in each of the 13 collective bargaining units established by HRS Section 89-6.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 101 to 160) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 101 "SENATE CONCURRENT RESOLUTION REQUESTING A TASK FORCE TO EVALUATE THE ADVANTAGES AND DISADVANTAGES OF THE UNIVERSITY OF HAWAII ASSUMING THE OPERATIONS AND MANAGEMENT OF THE ALOHA STADIUM."

Offered by: Senator Taniguchi, by request.

No. 102 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS SURVEY OF FEDERALLY MANDATED STATE PROGRAMS."

Offered by: Senator Taniguchi.

No. 103 "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE ACTIVITIES OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES DIVISION OF STATE PARKS WITH RESPECT TO THE AHUPUA`A `O KAHANA STATE PARK."

Offered by: Senator Nakata.

No. 104 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF EDUCATION TO SYSTEMATIZE AND FURTHER DEVELOP THEIR CHARACTER-BUILDING INTEGRATED CURRICULUM."

Offered by: Senator Matsuura.

No. 105 "SENATE CONCURRENT RESOLUTION URGING THE JUDICIAL SELECTION COMMISSION TO ADOPT RULES TERMINATING THE TERM OF ANY COMMISSION MEMBER WHO COMMITS AN ACT OF DISHONESTY."

Offered by: Senator Hogue.

No. 106 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO REPORT ON THE ADVANTAGES AND DISADVANTAGES OF PRIVATIZING THE HONOLULU INTERNATIONAL AIRPORT."

Offered by: Senator Hogue.

No. 107 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO DEVELOP A HEALTH POLICY GUIDEBOOK."

Offered by: Senators Matsuura, Bunda, Ige, Chun, Slom, Matsunaga, Kawamoto, Hanabusa, Kanno, Hogue, Fukunaga, Buen, Chun Oakland, Kim, Ihara, Tam, Menor, Hemmings, Sakamoto, English, Kokubun, Nakata.

No. 108 "SENATE CONCURRENT RESOLUTION URGING THE CONGRESSIONAL DELEGATION OF THE STATE OF HAWAII TO SUPPORT EXPANSION OF THE BENEFITS OF THE INDIVIDUAL RETIREMENT ACCOUNT."

Offered by: Senators Slom, Chun, Hogue, Kawamoto, Tam, Hemmings, Hanabusa, Ige.

No. 109 "SENATE CONCURRENT RESOLUTION URGING THE CONGRESSIONAL DELEGATION OF THE STATE OF HAWAII TO SUPPORT PRESIDENT BUSH'S TAX RELIEF PROPOSAL."

Offered by: Senators Slom, Hogue, Hemmings, Tam.

No. 110 "SENATE CONCURRENT RESOLUTION URGING THE CONGRESSIONAL DELEGATION OF THE STATE OF HAWAII TO WORK TO REPEAL THE DEATH TAX."

Offered by: Senators Slom, Hogue, Hemmings, Tam.

No. 111 "SENATE CONCURRENT RESOLUTION REQUESTING FEDERAL RECOGNITION OF HAWAIIANS AS AN AUTONOMOUS GROUP."

Offered by: Senators Hemmings, Chun, Hanabusa, Hogue.

No. 112 "SENATE CONCURRENT RESOLUTION URGING THE IMMEDIATE RESIGNATION OF GARY RODRIGUES FROM THE JUDICIAL SELECTION COMMISSION."

Offered by: Senators Hemmings, Hogue, Slom.

No. 113 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FUNDING AND REGULATION OF NEW CENTURY CHARTER SCHOOLS."

Offered by: Senator Matsunaga.

No. 114 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE WIKIWIKI SHUTTLES AT HONOLULU AIRPORT BE UPGRADED AND MODERNIZED."

Offered by: Senator Matsunaga.

No. 115 "SENATE CONCURRENT RESOLUTION URGING THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII TO RECOGNIZE ISLAND TENANTS ON THE RISE AS THE OFFICIAL REPRESENTATIVE OF PUBLIC HOUSING TENANTS."

Offered by: Senator Matsunaga.

No. 116 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO STUDY COMPENSATION OF LICENSED ATTORNEYS EMPLOYED BY THE STATE OF HAWAII."

Offered by: Senators Ihara, Inouye, Kawamoto, Tam, Fukunaga, Chun Oakland, Matsunaga, Chumbley, Buen, Ige.

No. 117 "SENATE CONCURRENT RESOLUTION REQUESTING THE CHIEF ELECTION OFFICER TO CONVENE AN ELECTIONS PARTICIPATION TASK FORCE TO PROPOSE A PLAN TO INCREASE PARTICIPATION IN ELECTIONS, TARGETING BOTH REGISTERED VOTERS WHO DO NOT VOTE AND ELIGIBLE VOTERS WHO ARE NOT REGISTERED."

Offered by: Senators Ihara, Nakata, Kim, Hanabusa, English, Fukunaga, Kokubun, Kanno.

No. 118 "SENATE CONCURRENT RESOLUTION CALLING FOR THE REPORTING OF ALL ONGOING AND PLANNED WORK WITH GENETIC ENGINEERING IN THE STATE OF HAWAII."

Offered by: Senator Ihara.

No. 119 "SENATE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT AND REVIEW OF EXISTING AGRICULTURAL THEFT LAWS AND ENFORCEMENT ISSUES THAT HAMPER THE ARREST AND CONVICTION OF PERSON'S CAUGHT OR SUSPECTED OF AGRICULTURAL THEFT."

Offered by: Senator Buen.

No. 120 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND BOARD OF EDUCATION TO IDENTIFY THE FULL COST OF EDUCATING FEDERALLY CONNECTED CHILDREN WITH DISABILITIES AS ALLOWED BY THE FEDERAL IMPACT AID FORMULAS."

Offered by: Senator Sakamoto.

No. 121 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE LICENSING OF PRIVATE TRADE, VOCATIONAL OR TECHNICAL SCHOOLS."

Offered by: Senator Sakamoto.

No. 122 "SENATE CONCURRENT RESOLUTION CALLING FOR THE VOLUNTARY REDUCTION OF THE

USE OF PESTICIDES, HERBICIDES, AND INSECTICIDES IN THE STATE OF HAWAII AND THE INTRODUCTION OF AN INTEGRATED PESTICIDE MANAGEMENT PROGRAM WHEREVER POSSIBLE."

Offered by: Senator Ihara.

No. 123 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE ECONOMIC AND SOCIAL IMPACTS OF GAMING IN HAWAII."

Offered by: Senator Matsuura.

No. 124 "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF DIRECTORS OF THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO COME UP WITH RECOMMENDATIONS TO MODIFY THE MAKE-UP OF ITS BOARD TO INCLUDE MORE PRIVATE SECTOR PARTICIPATION."

Offered by: Senator Inouye.

No. 125 "SENATE CONCURRENT RESOLUTION OPPOSING ANY RESUMPTION OF THE PROPOSAL TO CONDUCT CARBON DIOXIDE EXPERIMENTS OFF THE KONA COAST."

Offered by: Senators Inouye, English, Hemmings.

No. 126 "SENATE CONCURRENT RESOLUTION REQUESTING THE DETERMINATION OF A STATE LEAD AGENCY ON ALIEN SPECIES TO DEAL WITH THE PROBLEM OF ALIEN SPECIES INVASIONS AND THEIR IMPACT ON HAWAII'S NATIVE ECOSYSTEMS."

Offered by: Senators Inouye, Chun, Kokubun.

No. 127 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR ACUPUNCTURE SERVICES."

Offered by: Senator Bunda.

No. 128 "SENATE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT OF THE IMPACT OF MANDATING PUBLIC EMPLOYEE HEALTH INSURANCE COVERAGE FOR NATUROPATHIC CARE AND A STUDY OF OTHER NATUROPATHY ISSUES."

Offered by: Senator Bunda.

No. 129 "SENATE CONCURRENT RESOLUTION REQUESTING A PRELIMINARY ASSESSMENT OF ENERGY SUSTAINABILITY IN HAWAII."

Offered by: Senators English, Hanabusa, Kokubun, Ihara, Fukunaga, Matsuura, Buen, Inouye, Matsunaga, Tam, Chun, Sakamoto.

No. 130 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS AND THE HEALTH CARE FINANCING ADMINISTRATION TO ADJUST HAWAII'S AEROMEDICAL REIMBURSEMENT RATES BY PROVIDING FOR IMMEDIATE PHASE-IN OF THE PROPOSED MEDICARE FEE SCHEDULE."

Offered by: Senator English.

No. 131 "SENATE CONCURRENT RESOLUTION

REQUESTING THE FORMATION OF A TASK FORCE TO EXAMINE ISSUES RELATED TO CRUISE SHIPS.”

Offered by: Senators English, Inouye, Kokubun, Ihara, Fukunaga, Matsuura, Buen, Matsunaga, Tam, Chun, Sakamoto.

No. 132 “SENATE CONCURRENT RESOLUTION REQUESTING THE FOOD INDUSTRY AND OTHER INTERESTED PARTIES, WITH THE COOPERATION OF THE DEPARTMENT OF HEALTH AND THE COUNTIES, TO CONTRACT WITH AN EXPERT CONSULTANT TO CONDUCT A COMPREHENSIVE ANALYSIS OF HAWAII’S SOLID WASTE AND LITTER SITUATION.”

Offered by: Senators Kawamoto, by request, Inouye.

No. 133 “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO DEVELOP A ‘STATE OF HAWAII HEALTH POLICY GUIDEBOOK’ BASED ON THE HAWAII HEALTH PERFORMANCE PLAN.”

Offered by: Senators Kawamoto, by request, Matsuura.

No. 134 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A DEFINITIVE STUDY ON THE EFFECTIVENESS OF FLUORIDATION THAT ALSO ADDRESSES CONCERNS RELATING TO THE HEALTH AND SAFETY OF FLUORIDATING HAWAII’S DRINKING WATER.”

Offered by: Senators Kawamoto, by request, Matsuura.

No. 135 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENTS OF HUMAN SERVICES AND HEALTH TO CONVEENE AN AD HOC TASK FORCE TO DEVELOP A COMPREHENSIVE STRATEGY TO UTILIZE FAITH-BASED HEALTH AND HUMAN SERVICES IN HAWAII.”

Offered by: Senators Kawamoto, by request, Matsuura.

No. 136 “SENATE CONCURRENT RESOLUTION REQUESTING A DELAY IN CLOSING THE HAWAII LONGLINE FISHERY ON MARCH 15, 2001, TO ENABLE THE ESTABLISHMENT OF AN EXPERIMENTAL SWORD FISHERY TO ADOPT ALTERNATIVE TURTLE MITIGATION MEASURES AND AVOID ADVERSE ECONOMIC IMPACT.”

Offered by: Senators Tam, Slom, Matsuura.

No. 137 “SENATE CONCURRENT RESOLUTION APPROVING AND AUTHORIZING THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE PROVINCE OF THUA THIEN-HUE OF THE SOCIALIST REPUBLIC OF VIETNAM.”

Offered by: Senators Tam, Matsuura, Nakata.

No. 138 “SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES GOVERNMENT AND THE UNITED NATIONS TO REVIEW THE ACTIONS TAKEN IN 1959 RELEVANT TO HAWAII’S STATEHOOD.”

Offered by: Senator Chun.

No. 139 “SENATE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION OF THE IMPACTS OF INCREASED PUBLIC ACCESS ON KA’AWALOA AND KEALAKEKUA BAY, ISLAND OF HAWAII.”

Offered by: Senator Kokubun.

No. 140 “SENATE CONCURRENT RESOLUTION REQUESTING FURTHER ACTION ON THE DESIGNATION OF A STATE RECREATIONAL AND HISTORIC PARK AND NATURE RESERVE AT KAPUA, HONOMALINO, OKOE, KAULANAMAUNA, AND MANUKA DISTRICTS IN SOUTH KONA AND KA’U, ISLAND OF HAWAII.”

Offered by: Senator Kokubun.

No. 141 “SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION AND THE DIVISION OF CONSUMER ADVOCACY TO REVIEW THE LENGTH OF TIME NECESSARY TO NEGOTIATE POWER PURCHASE AGREEMENTS AND DEVELOP A METHOD TO EXPEDITE NEGOTIATIONS WITH NONFOSSIL FUEL PRODUCERS, INCLUDING THE DEVELOPMENT OF STANDARDIZED CONTRACTS.”

Offered by: Senator Kokubun.

No. 142 “SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF SAME-DAY VOTER REGISTRATION IN HAWAII.”

Offered by: Senator Kanno.

No. 143 “SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES NAVY TO ALLOW THE PUBLIC TO USE NON-MOTORIZED WATERCRAFT ON A PORTION OF THE WEST LOCH OF PEARL HARBOR.”

Offered by: Senator Kanno.

No. 144 “SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A WORKING GROUP TO ADDRESS THE ISSUES RAISED IN THE FAMILY BILL OF RIGHTS.”

Offered by: Senator Kanno.

No. 145 “SENATE CONCURRENT RESOLUTION CALLING FOR THE LABELING OF GENETICALLY ENGINEERED FOODS PRODUCED AND SOLD IN HAWAII.”

Offered by: Senator Fukunaga.

No. 146 “SENATE CONCURRENT RESOLUTION REQUESTING A SOLUTION TO INCREASE THE RECYCLING RATES OF BEVERAGE CONTAINERS.”

Offered by: Senator Fukunaga.

No. 147 “SENATE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS’ DISABILITY COMPENSATION DIVISION.”

Offered by: Senators Chun, Oakland, Ihara, Kawamoto, Chumbley, Slom, Sakamoto, Kanno.

No. 148 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF JUSTICE AND NA KEIKI LAW CENTER TO DETERMINE IF THE CIVIL RIGHTS OF PETER KEMA, JR., WERE VIOLATED DUE TO NEGLIGENCE BY THE STATE OF HAWAII AND HAWAII COUNTY."

Offered by: Senators Chun Oakland, Hogue, Inouye, Kokubun, Kanno, Buen, Slom, Menor, English, Ihara, Fukunaga, Tam, Hanabusa, Matsunaga, Matsuura.

No. 149 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED NATIONS TO CONSIDER THE ESTABLISHMENT OF A CENTER FOR THE HEALTH, WELFARE, AND RIGHTS OF CHILDREN AND YOUTH IN HAWAII AND REQUESTING SUPPORT FOR THE CENTER FROM THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES."

Offered by: Senators Chun Oakland, Matsuura, Buen, Sakamoto, Inouye, Kokubun, Kanno.

No. 150 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENTS OF HEALTH, AGRICULTURE, AND EDUCATION TO FURTHER ENCOURAGE CONSUMPTION OF FIVE OR MORE DAILY SERVINGS OF FRUITS AND VEGETABLES."

Offered by: Senators Chun Oakland, Matsuura, Buen, Hogue, Kokubun, Kanno.

No. 151 "SENATE CONCURRENT RESOLUTION URGING THE STATE DEPARTMENTS OF HEALTH, AGRICULTURE, AND EDUCATION, AND THE HAWAII SCHOOL FOOD SERVICE TO DEVELOP NUTRITIONALLY SOUND MENU PLANS THAT WILL PROVIDE OPTIONAL VEGETARIAN SCHOOL LUNCHES."

Offered by: Senators Chun Oakland, Inouye, Kim, Matsuura, Buen, Hogue, Kokubun, Kanno.

No. 152 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ENSURE THAT ALL MIDDLE AND INTERMEDIATE SCHOOL STUDENTS ARE PROVIDED WITH ENRICHMENT ACTIVITIES."

Offered by: Senator Chun Oakland.

No. 153 "SENATE CONCURRENT RESOLUTION SUPPORTING THE COLLABORATIVE EFFORTS AND THE PARTNERING INITIATIVES BETWEEN THE HAWAII HEALTH SYSTEMS CORPORATION AND THE VETERANS ADMINISTRATION IN HAWAII TO IMPROVE UPON THE QUALITY, DIVERSITY, AND ACCESSIBILITY OF HEALTHCARE ON THE NEIGHBOR ISLANDS."

Offered by: Senators Inouye, Kokubun.

No. 154 "SENATE CONCURRENT RESOLUTION AUTHORIZING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE THE KEEHI SMALL BOAT HARBOR AND OTHER ADJACENT LANDS TO A PRIVATE DEVELOPER FOR COMMERCIAL, RECREATIONAL, EDUCATIONAL, RESEARCH, AND LIGHT INDUSTRIAL PURPOSES."

Offered by: Senators Inouye, English.

No. 155 "SENATE CONCURRENT RESOLUTION SUPPORTING THE GOVERNOR'S PLAN TO CONSIDER KALAELOA AS AN ALTERNATE SITE FOR THE UNIVERSITY OF HAWAII-WEST OAHU CAMPUS."

Offered by: Senator Inouye.

No. 156 "SENATE CONCURRENT RESOLUTION RECOGNIZING THE HAWAII TOURISM AUTHORITY'S TOURISM STRATEGIC PLAN, KE KUMU, AND ITS EFFORTS TO STRENGTHEN THE TOURISM COMPONENT OF HAWAII'S ECONOMY."

Offered by: Senator Tam.

No. 157 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO RESOLVE THE COLLECTIVE BARGAINING NEGOTIATIONS QUICKLY AND TO RECOGNIZE ARBITRATED CONTRACTS."

Offered by: Senator Tam.

No. 158 "SENATE CONCURRENT RESOLUTION SUPPORTING RESEARCH AND OTHER EFFORTS TO COUNTER GLOBAL WARMING."

Offered by: Senators Matsuura, Kokubun, English, Chun Oakland, Tam, Buen, Kawamoto, Hanabusa, Nakata, Kim, Sakamoto, Chumbley, Kanno.

No. 159 "SENATE CONCURRENT RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM OF HAWAII TO STUDY CURRENT PENSION BENEFITS OFFERED TO PUBLIC SECTOR EMPLOYEES AND MAKE RECOMMENDATIONS TO MODIFY SUCH BENEFITS INCLUDING THE ADDITION OF AN ALTERNATIVE DEFINED CONTRIBUTION PENSION PLAN."

Offered by: Senators Buen, Matsuura, Nakata, Hanabusa.

No. 160 "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO CONVENE A TASK FORCE TO ENGAGE IN A COMPREHENSIVE REVIEW OF THE ISSUES, AND THE DIFFERING VIEWPOINTS, CONCERNING THE AGE OF CONSENT FOR CONSENSUAL SEX CONDUCT."

Offered by: Senators Buen, Matsuura.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 75 to 103) were read by the Clerk and were deferred:

Senate Resolution

No. 75 "SENATE RESOLUTION REQUESTING A TASK FORCE TO EVALUATE THE ADVANTAGES AND DISADVANTAGES OF THE UNIVERSITY OF HAWAII ASSUMING THE OPERATIONS AND MANAGEMENT OF THE ALOHA STADIUM."

Offered by: Senator Taniguchi, by request.

No. 76 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS SURVEY OF FEDERALLY MANDATED STATE PROGRAMS."

- Offered by: Senator Taniguchi.
- No. 77 "SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF EDUCATION TO SYSTEMATIZE AND FURTHER DEVELOP THEIR CHARACTER-BUILDING INTEGRATED CURRICULUM."
- Offered by: Senator Matsuura.
- No. 78 "SENATE RESOLUTION URGING THE JUDICIAL SELECTION COMMISSION TO ADOPT RULES TERMINATING THE TERM OF ANY COMMISSION MEMBER WHO COMMITS AN ACT OF DISHONESTY."
- Offered by: Senator Hogue.
- No. 79 "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROPRIATE FUNDS FOR FORTY PER CENT OF SPECIAL EDUCATION AND RELATED SERVICES FOR CHILDREN WITH DISABILITIES, AND FOR STATES' IMPLEMENTATION OF THE AMERICANS WITH DISABILITIES ACT."
- Offered by: Senator Hogue.
- No. 80 "SENATE RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO DEVELOP A HEALTH POLICY GUIDEBOOK."
- Offered by: Senators Matsuura, Bunda, Matsunaga, Chun, Fukunaga, Kanno, Kawamoto, Sakamoto, Tam, Ihara, Hogue, Slom, Buen, English, Hemmings, Ige, Chun, Oakland, Menor, Kim, Kokubun, Nakata, Hanabusa.
- No. 81 "SENATE RESOLUTION URGING THE CONGRESSIONAL DELEGATION OF THE STATE OF HAWAII TO SUPPORT EXPANSION OF THE BENEFITS OF THE INDIVIDUAL RETIREMENT ACCOUNT."
- Offered by: Senators Slom, Chun, Hogue, Kawamoto, Tam, Hemmings, Hanabusa, Ige.
- No. 82 "SENATE RESOLUTION URGING THE CONGRESSIONAL DELEGATION OF THE STATE OF HAWAII TO SUPPORT PRESIDENT BUSH'S TAX RELIEF PROPOSAL."
- Offered by: Senators Slom, Hogue, Hemmings, Tam.
- No. 83 "SENATE RESOLUTION URGING THE CONGRESSIONAL DELEGATION OF THE STATE OF HAWAII TO WORK TO REPEAL THE DEATH TAX."
- Offered by: Senators Slom, Hogue, Hemmings, Tam.
- No. 84 "SENATE RESOLUTION REQUESTING FEDERAL RECOGNITION OF HAWAIIANS AS AN AUTONOMOUS GROUP."
- Offered by: Senators Hemmings, Chun, Hanabusa, Hogue.
- No. 85 "SENATE RESOLUTION URGING THE IMMEDIATE RESIGNATION OF GARY RODRIGUES FROM THE JUDICIAL SELECTION COMMISSION."
- Offered by: Senators Hemmings, Hogue, Slom.
- No. 86 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO STUDY COMPENSATION OF LICENSED ATTORNEYS EMPLOYED BY THE STATE OF HAWAII."
- Offered by: Senators Ihara, Inouye, Kawamoto, Tam, Fukunaga, Chun, Oakland, Matsunaga, Chumbley, Buen, Ige.
- No. 87 "SENATE RESOLUTION CALLING FOR THE LABELING OF GENETICALLY ENGINEERED FOODS PRODUCED AND SOLD IN HAWAII."
- Offered by: Senator Ihara.
- No. 88 "SENATE RESOLUTION REQUESTING AN ASSESSMENT AND REVIEW OF EXISTING AGRICULTURAL THEFT LAWS AND ENFORCEMENT ISSUES THAT HAMPER THE ARREST AND CONVICTION OF PERSON'S CAUGHT OR SUSPECTED OF AGRICULTURAL THEFT."
- Offered by: Senator Buen.
- No. 89 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND BOARD OF EDUCATION TO IDENTIFY THE FULL COST OF EDUCATING FEDERALLY CONNECTED CHILDREN WITH DISABILITIES AS ALLOWED BY THE FEDERAL IMPACT AID FORMULAS."
- Offered by: Senator Sakamoto.
- No. 90 "SENATE RESOLUTION ESTABLISHING A SENATE COMMITTEE TO INVESTIGATE THE STATE'S EFFORTS TO COMPLY WITH THE FELIX CONSENT DECREE."
- Offered by: Senators Bunda, Sakamoto, Buen, Inouye, Kim, Kawamoto, Nakata, Kanno, Taniguchi, Hanabusa, Menor, Kokubun, Chun, Matsuura, Slom, Tam.
- No. 91 "SENATE RESOLUTION REQUESTING A STUDY OF THE ECONOMIC IMPACTS OF GAMING IN HAWAII."
- Offered by: Senators Bunda, Inouye, Kim, Kawamoto, Menor.
- No. 92 "SENATE RESOLUTION REQUESTING A PRELIMINARY ASSESSMENT OF ENERGY SUSTAINABILITY IN HAWAII."
- Offered by: Senators English, Hanabusa, Kokubun, Ihara, Fukunaga, Matsuura, Buen, Inouye, Matsunaga, Tam, Chun, Sakamoto.
- No. 93 "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS AND THE HEALTH CARE FINANCING ADMINISTRATION TO ADJUST HAWAII'S AEROMEDICAL REIMBURSEMENT RATES BY PROVIDING FOR IMMEDIATE PHASE-IN OF THE PROPOSED MEDICARE FEE SCHEDULE."
- Offered by: Senator English.
- No. 94 "SENATE RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO EXAMINE ISSUES RELATED TO CRUISE SHIPS."
- Offered by: Senators English, Inouye, Kokubun, Ihara, Fukunaga, Matsuura, Buen, Matsunaga, Tam, Chun, Sakamoto.

No. 95 "SENATE RESOLUTION REQUESTING THE FORMATION OF AN ECONOMIC TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S ECONOMIC DIVERSITY."

Offered by: Senator Tam.

No. 96 "SENATE RESOLUTION REQUESTING THE FORMATION OF A SENATE HIGH TECHNOLOGY TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S HIGH TECHNOLOGY INDUSTRY."

Offered by: Senator Tam.

No. 97 "SENATE RESOLUTION SUPPORTING THE FUTURE PRESERVATION OF MAHA'ULEPU."

Offered by: Senator Chun.

No. 98 "SENATE RESOLUTION REQUESTING THE UNITED STATES GOVERNMENT AND THE UNITED NATIONS TO REVIEW THE ACTIONS TAKEN IN 1959 RELEVANT TO HAWAII'S STATEHOOD."

Offered by: Senator Chun.

No. 99 "SENATE RESOLUTION REQUESTING AN INVESTIGATION OF THE IMPACTS OF INCREASED PUBLIC ACCESS ON KA'AWALOA AND KEALAKEKUA BAY, ISLAND OF HAWAII."

Offered by: Senator Kokubun.

No. 100 "SENATE RESOLUTION REQUESTING FURTHER ACTION ON THE DESIGNATION OF A STATE RECREATIONAL AND HISTORIC PARK AND NATURE RESERVE AT KAPUA, HONOMALINO, OKOE, KAULANAMAUNA, AND MANUKA DISTRICTS IN SOUTH KONA AND KA'U, ISLAND OF HAWAII."

Offered by: Senator Kokubun.

No. 101 "SENATE RESOLUTION REQUESTING THE FORMATION OF A WORKING GROUP TO ADDRESS THE ISSUES RAISED IN THE FAMILY BILL OF RIGHTS."

Offered by: Senator Kanno.

No. 102 "SENATE RESOLUTION REQUESTING A SOLUTION TO INCREASE THE RECYCLING RATES OF BEVERAGE CONTAINERS."

Offered by: Senator Fukunaga.

No. 103 "SENATE RESOLUTION CALLING FOR THE VOLUNTARY REDUCTION OF THE USE OF PESTICIDES, HERBICIDES, AND INSECTICIDES IN THE STATE OF HAWAII AND THE INTRODUCTION OF AN INTEGRATED PESTICIDE MANAGEMENT PROGRAM WHEREVER POSSIBLE."

Offered by: Senator Fukunaga.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1038) recommending that H.B. No. 87, H.D. 2, as amended in S.D. 1,

pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 87, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SUPPORT CENTERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1039) recommending that H.B. No. 282, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 282, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1040) recommending that H.B. No. 336, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 336, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNT CONTRIBUTION TAX CREDIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1041) recommending that H.B. No. 527, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 527, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERSTATE FAMILY SUPPORT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1042) recommending that H.B. No. 543, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 543, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1043) recommending that H.B. No. 630, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 630, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION ON THE NATURAL

PARENTS OF THE ADOPTED MINOR CHILD,” passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1044) recommending that H.B. No. 637 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 637, entitled: “A BILL FOR AN ACT RELATING TO OHANA CONFERENCING,” passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1045) recommending that H.B. No. 663, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 663, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATEWIDE NEWBORN HEARING SCREENING PROGRAM,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1046) recommending that H.B. No. 993, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 993, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROMOTING CHILD ABUSE,” passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1047) recommending that H.B. No. 700, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 700, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE SALE OF POISONS,” passed Second Reading and was placed on the calendar for Third Reading on Monday, March 19, 2001.

ORDER OF THE DAY

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
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No. 168, H.D. 1	Committee on Judiciary, then to the Committee on Ways and Means
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No. 170, H.D. 1	Jointly to the Committee on Judiciary, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations
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No. 543	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
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No. 698	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
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No. 699	Committee on Health and Human Services, then to the Committee on Judiciary
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At this time, the Chair made the following announcement:

“If there are no objections from the members, the following changes to Standing Committee assignments will be made:

Senator Slom is added as a member of the Committee on Ways and Means; and

Senators Kanno and Taniguchi are removed as members of the Committee on Health and Human Services.

“The Clerk is ordered to place the memorandum of Committee changes into the Journal.”

The Chair having so ordered, the memorandum of Committee assignment changes is identified as ATTACHMENT “A” to the Journal of this day.

Senator Hemmings rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“I just want to correct an error or misrepresentation in the morning Advertiser that says, apparently, Republicans are unaware that Gary Rodrigues had stepped down before we introduced our resolutions. For the record, our resolutions were introduced in advance of Gary Rodrigues making that announcement publicly.

“Secondly, I’m extremely proud that your Minority took a stand on this issue for what is ethical and right in the judicial selection process.

“I must say, in all honesty, I also want to thank Gary Rodrigues for doing what is right in this situation and he deserves our recognition of that.

“Thank you, Mr. President.”

Senator Slom rose on a point of personal privilege and said:

“Mr. President, I rise on a point of personal privilege.

“Yesterday, the teacher’s union took a strike vote – a very decisive and overwhelming strike vote – and I think that our community is in turmoil about the possibility of a teacher’s walkout. It would certainly have economic considerations that would be devastating. It would be divisive.

“I think that a strike against the educational system is really a strike against state-sponsored education, and it’s a strike against those of us that want to resolve this situation and this problem. I think we should keep in mind, however, that this is not an idea of trying to resolve problems with the HSTA or with the teachers or with the Governor or with the State, as much as it is to try to keep the focus on the solution for our children.

“We remember what happened the last time, Mr. President, when we went to the early hours of the morning on the day of the strike for a settlement, last ditch settlement. I think it’s incumbent upon us to try to reach a settlement prior to that time and I have every belief that there is enough creativity in this room alone, Mr. President – as evidenced by bills that have been introduced, by discussions that have been held, by comments and beliefs by my colleagues, both sides of the political aisle – that we can in fact get involved in this issue at this time in a proactive way to try to offer not only our support, but also solutions that go beyond the mere addition of monetary or compensation wages to look at and offer up a solution that will include systemic changes, changes that will involve also merit incentives and will be long term in nature, rather than short term. Otherwise, we’re going to go through this again in another couple of years.

“So, Mr. President, I would like to formally request that you, with your good offices, form a bipartisan Senate committee, one in which is not here to take sides, but one which is to offer real life solutions to this problem so that we can resolve it now, rather than waiting till the morning of April 5.

“Thank you, Mr. President.”

The Chair responded:

“The Majority is willing to work with the Minority on some of the solutions.”

ADJOURNMENT

At 12:12 o’clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o’clock a.m., Friday, March 16, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

ATTACHMENT "A"

The Senate
State of Hawaii



STATE CAPITOL
HONOLULU, HAWAII 96813

March 15, 2001

MEMORANDUM

To: Senate President Robert Bunda

Cc: All Senate Members
Chief Clerk
Senate Majority Office
Senate Minority Office

From: Senator Jonathan Chun 
Senator Cal Kawamoto 
Majority Leaders

Re: **COMMITTEE MEMBERSHIP**

Pursuant to the Rules of the Senate, Rule 13, and discussions with the chairs of the Ways and Means Committee and the Health and Human Services Committee, please amend the membership appointment of the following committees as indicated:

WAYS AND MEANS COMMITTEE:

Brian Taniguchi, Chair
Colleen Hanabusa, Vice-Chair
Jan Yagi Buen
Jonathan Chun
Suzanne Chun Oakland
J. Kalani English
David Ige
Lorraine Inouye
Cal Kawamoto
Donna Mercado Kim
Norman Sakamoto
Rod Tam
Fred Hemmings
Sam Slom (addition)

The Senate
State of Hawaii

Memo Senate President
March 14, 2001

HEALTH AND HUMAN SERVICES:

David Matsuura, Chair
Jan Yagi Buen, Vice-Chair
J. Kalani English
Carol Fukunaga
Brian Kanno (**removal**)
Russell Kokubun
Bob Nakata
Brian Taniguchi (**removal**)
Bob Hogue`

Approved: _____

THIRTY-FOURTH DAY

Friday, March 16, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Father Gary Secor, Rector, Cathedral of Our Lady of Peace Church, after which the Roll was called showing all Senators present with the exception of Senators Inouye, Matsuura and Menor who were excused.

The President announced that he had read and approved the Journal of the Thirty-Third Day.

Senator Tam, with the assistance of Senators Sakamoto, Hemmings, Kim, Slom, Kokubun, Fukunaga and Chumbley, introduced and congratulated the following recipients of the 2001 US Small Business Administration's Small Business Awards: Elvira Lo, Small Business Exporter of the Year; Kelly Walsh, Financial Services Advocate of the Year; Jeff Bloom, Small Business Person of the Year; James Wright, Entrepreneurial Success Award; Yates Honma, Young Entrepreneur of the Year; Peter Matsumoto, Accountant Advocate of the Year; Dr. Robert Chase, Minority Small Business Advocate of the Year; Gina Mangieri, Small Business Journalist of the Year; and Leslie Wilkins, Women in Business Advocate of the Year. Accompanying the honorees was Andy Poepoe, District Director of the Small Business Administration.

At 12:04 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:15 o'clock p.m.

HOUSE COMMUNICATION

Hse. Com. No. 351, transmitting H.C.R. No. 97, which was adopted by the House of Representatives on March 14, 2001, was read by the Clerk and was placed on file.

By unanimous consent, H.C.R. No. 97, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO DECLARE MARCH 2001 HAWAII WOMEN'S HISTORY MONTH IN THE STATE OF HAWAII," was referred to the Committee on Education.

STANDING COMMITTEE REPORTS

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 1048) recommending that H.B. No. 357, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 357, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS' SPECIAL COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1049) recommending that H.B. No. 565, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 565, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

REFERRAL OF
SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Monday, March 12, 2001; Tuesday, March 13, 2001; Wednesday, March 14, 2001; and Thursday, March 15, 2001:

Senate Concurrent Resolution	Referred to:
No. 52	Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations
No. 53	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 54	Committee on Judiciary
No. 55	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs
No. 56	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations
No. 57	Committee on Transportation, Military Affairs, and Government Operations
No. 58	Committee on Health and Human Services
No. 59	Committee on Economic Development and Technology, then to the Committee on Transportation, Military Affairs, and Government Operations
No. 60	Committee on Economic Development and Technology, then to the Committee on Transportation, Military Affairs, and Government Operations
No. 61	Committee on Hawaiian Affairs, then to the Committee on Economic Development and Technology
No. 62	Committee on Health and Human Services, then to the Committee on Judiciary
No. 63	Committee on Hawaiian Affairs, then to the Committee on Education
No. 64	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Hawaiian Affairs
No. 65	Jointly to the Committee on Education and the Committee on Health and Human Services
No. 66	Committee on Health and Human Services, then to the Committee on Judiciary

No. 67	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations	No. 89	Committee on Water, Land, Energy, and Environment
No. 68	Committee on Transportation, Military Affairs, and Government Operations	No. 90	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 69	Committee on Education	No. 91	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 70	Committee on Judiciary	No. 92	Jointly to the Committee on Health and Human Services and the Committee on Education
No. 71	Committee on Judiciary, then to the Committee on Ways and Means	No. 93	Committee on Transportation, Military Affairs, and Government Operations
No. 72	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary	No. 94	Committee on Transportation, Military Affairs, and Government Operations
No. 73	Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 95	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations
No. 74	Committee on Judiciary	No. 96	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs
No. 75	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology	No. 97	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means
No. 76	Committee on Hawaiian Affairs, then to the Committee on Judiciary	No. 98	Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations
No. 77	Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary	No. 99	Committee on Education
No. 78	Committee on Judiciary	No. 100	Jointly to the Committee on Health and Human Services and the Committee on Hawaiian Affairs
No. 79	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 101	Jointly to the Committee on Economic Development and Technology and the Committee on Education
No. 80	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means	No. 102	Committee on Ways and Means
No. 81	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing	No. 103	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment
No. 82	Committee on Tourism and Intergovernmental Affairs	No. 104	Committee on Education
No. 83	Committee on Health and Human Services, then to the Committee on Transportation, Military Affairs, and Government Operations	No. 105	Committee on Judiciary
No. 84	Committee on Tourism and Intergovernmental Affairs	No. 106	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology
No. 85	Committee on Hawaiian Affairs, then to the Committee on Water, Land, Energy, and Environment	No. 107	Committee on Health and Human Services
No. 86	Committee on Water, Land, Energy, and Environment, then to the Committee on Agriculture	No. 108	Committee on Labor, then to the Committee on Ways and Means
No. 87	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing	No. 109	Committee on Ways and Means
No. 88	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 110	Committee on Ways and Means
		No. 111	Committee on Hawaiian Affairs

No. 112	Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations	No. 132	Committee on Water, Land, Energy, and Environment
No. 113	Committee on Education	No. 133	Committee on Health and Human Services
No. 114	Committee on Transportation, Military Affairs, and Government Operations	No. 134	Committee on Health and Human Services
No. 115	Committee on Commerce, Consumer Protection and Housing	No. 135	Committee on Health and Human Services
No. 116	Committee on Labor, then to the Committee on Ways and Means	No. 136	Committee on Water, Land, Energy, and Environment
No. 117	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 137	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Education
No. 118	Committee on Education, then to the Committee on Transportation, Military Affairs, and Government Operations	No. 138	Committee on Hawaiian Affairs, then to the Committee on Judiciary
No. 119	Committee on Agriculture, then to the Committee on Judiciary	No. 139	Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations
No. 120	Committee on Education, then to the Committee on Ways and Means	No. 140	Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment
No. 121	Committee on Education, then to the Committee on Commerce, Consumer Protection and Housing	No. 141	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing
No. 122	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Water, Land, Energy, and Environment	No. 142	Committee on Judiciary
No. 123	Jointly to the Committee on Economic Development and Technology, the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 143	Committee on Transportation, Military Affairs, and Government Operations
No. 124	Committee on Water, Land, Energy, and Environment, then to the Committee on Agriculture	No. 144	Committee on Health and Human Services, then to the Committee on Judiciary
No. 125	Committee on Economic Development and Technology, then jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture	No. 145	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 126	Committee on Water, Land, Energy, and Environment, then to the Committee on Agriculture	No. 146	Committee on Water, Land, Energy, and Environment
No. 127	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 147	Committee on Labor
No. 128	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 148	Committee on Judiciary
No. 129	Committee on Water, Land, Energy, and Environment	No. 149	Committee on Health and Human Services
No. 130	Committee on Health and Human Services	No. 150	Committee on Health and Human Services
No. 131	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment	No. 151	Committee on Health and Human Services, then to the Committee on Education
		No. 152	Committee on Education
		No. 153	Committee on Health and Human Services, then to the Committee on Transportation, Military Affairs, and Government Operations
		No. 154	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology

No. 155 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means

No. 156 Committee on Tourism and Intergovernmental Affairs

No. 157 Committee on Labor, then to the Committee on Ways and Means

No. 158 Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment

No. 159 Committee on Labor

No. 160 Committee on Health and Human Services, then to the Committee on Judiciary

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Monday, March 12, 2001; Tuesday, March 13, 2001; Wednesday, March 14, 2001; and Thursday, March 15, 2001:

Senate Resolution Referred to:

No. 39 Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations

No. 40 Committee on Judiciary

No. 41 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs

No. 42 Committee on Transportation, Military Affairs, and Government Operations

No. 43 Committee on Health and Human Services

No. 44 Committee on Hawaiian Affairs, then to the Committee on Economic Development and Technology

No. 45 Committee on Transportation, Military Affairs, and Government Operations

No. 46 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Hawaiian Affairs

No. 47 Jointly to the Committee on Education and the Committee on Health and Human Services

No. 48 Committee on Health and Human Services, then to the Committee on Judiciary

No. 49 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations

No. 50 Committee on Education

No. 51 Committee on Judiciary

No. 52 Committee on Judiciary, then to the Committee on Ways and Means

No. 53 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary

No. 54 Committee on Hawaiian Affairs, then to the Committee on Judiciary

No. 55 Committee on Education

No. 56 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 57 Committee on Judiciary

No. 58 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 59 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 60 Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations

No. 61 Committee on Tourism and Intergovernmental Affairs

No. 62 Committee on Tourism and Intergovernmental Affairs

No. 63 Committee on Hawaiian Affairs, then to the Committee on Water, Land, Energy, and Environment

No. 64 Committee on Health and Human Services

No. 65 Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing

No. 66 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 67 Committee on Water, Land, Energy, and Environment

No. 68 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 69 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 70 Jointly to the Committee on Health and Human Services and the Committee on Education

No. 71 Committee on Transportation, Military Affairs, and Government Operations

No. 72 Committee on Transportation, Military Affairs, and Government Operations

No. 73 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 74 Jointly to the Committee on Health and Human Services and the Committee on Hawaiian Affairs

No. 75 Jointly to the Committee on Economic Development and Technology and the Committee on Education

No. 76 Committee on Ways and Means

No. 77 Committee on Education

No. 78 Committee on Judiciary

No. 79 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 80 Committee on Health and Human Services

No. 81 Committee on Labor, then to the Committee on Ways and Means

No. 82 Committee on Ways and Means

No. 83 Committee on Ways and Means

No. 84 Committee on Hawaiian Affairs

No. 85 Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations

No. 86 Committee on Labor, then to the Committee on Ways and Means

No. 87 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 88 Committee on Agriculture, then to the Committee on Judiciary

No. 89 Committee on Education, then to the Committee on Ways and Means

No. 90 Jointly to the Committee on Education and the Committee on Health and Human Services

No. 91 Jointly to the Committee on Economic Development and Technology, the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 92 Committee on Water, Land, Energy, and Environment

No. 93 Committee on Health and Human Services

No. 94 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment

No. 95 Committee on Economic Development and Technology

No. 96 Committee on Economic Development and Technology

No. 97 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs

No. 98 Committee on Hawaiian Affairs, then to the Committee on Judiciary

No. 99 Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations

No. 100 Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment

No. 101 Committee on Health and Human Services, then to the Committee on Judiciary

No. 102 Committee on Water, Land, Energy, and Environment

No. 103 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Water, Land, Energy, and Environment

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
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No. 47, H.D. 2	Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
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No. 170, H.D. 1	Jointly to the Committee on Judiciary, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
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No. 532, H.D. 2	Committee on Commerce, Consumer Protection and Housing
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No. 533, H.D. 2	Committee on Judiciary, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
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No. 602, H.D. 1	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
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No. 638, H.D. 1	Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations
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ADJOURNMENT

At 12:18 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, March 19, 2001.

THIRTY-FIFTH DAY

Monday, March 19, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:43 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Norman Sakamoto, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senator Ihara who was excused.

The President announced that he had read and approved the Journal of the Thirty-Fourth Day.

Senator Sakamoto, with the assistance of Senators Inouye, Matsuura and Hanabusa, introduced and recognized the following teachers who achieved the highest professional standards by becoming certified by the National Board for Professional Teaching Standards: Jill Hirota, Waialua Elementary School; Bess Jennings, resource teacher, Hawaii District Office of the Department of Education; Charlene Miyashiro, Waiakeawaena School; and Devora Lemus, Maili Elementary School.

At 11:57 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:06 o'clock p.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 210, dated March 13, 2001, transmitting the 2000 Annual Report prepared by the Non-Government Members of the Marine and Coastal Zone Management Advisory Group (MACZMAG), pursuant to Section 205A-3.5, HRS, and Act 104, Section 3, SLH 1995, was read by the Clerk and was placed on file.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 22, from the Department of Budget and Finance dated March 14, 2001, transmitting the Supplement to the Programs and Financial Plan and Executive Budget, was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORTS

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1050) recommending that H.B. No. 533, H.D. 2, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 533, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Nakata and Kawamoto, for the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 1051) recommending that H.B. No. 562, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was

adopted and H.B. No. 562, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1052) recommending that H.B. No. 670, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 670, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 1053) recommending that H.B. No. 852, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 852, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

H.B. No. 700, H.D. 1:

On motion by Senator Matsuura, seconded by Senator Buen and carried, H.B. No. 700, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF POISONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ihara).

RE-REFERRAL OF HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill	Referred to:
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No. 524, H.D. 1	Committee on Commerce, Consumer Protection and Housing, then jointly to the Committee on Judiciary and the Committee on Ways and Means
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Senator Slom rose on a point of personal privilege as follows:

"Mr. President, I rise on a point of personal privilege.

"We have just lost someone who was very active and dedicated in our community, Mr. Adam A. 'Bud' Smyser of the Honolulu Star Bulletin. Mr. Smyser epitomized leadership in this community and dedication to many different activities. He had a long and distinguished 55-year career with the newspaper. During that period of time, he served as a reporter, city editor, managing editor, editor in chief, editorial page editor, and most recently as contributing editor, writing his column 'Hawaii's World' twice a week.

“He came originally from York, Pennsylvania. He was in the United States Navy, and he was recruited and offered a job by the late editor of the Honolulu Star Bulletin and he started his career in 1946. He served on many committees in his community, and he was a very active advocate for Statehood for Hawaii.

“He was a gentle man. He was a good reporter, a good writer, and he was a good friend. I think we’re all going to be less without Bud Smyser in our community.

“Thank you, Mr. President.”

At this time, Senator Chun Oakland, on behalf of the Senate, extended happy birthday wishes to Senator Chumbley.

Senator Chumbley rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“I won’t disclose my age today, but you can tell by the gray hair and the frowns in my forehead that life is getting challenging these days.

“Mr. President, I’d also like to request a rising vote of adjournment and a moment of silence for Bud Smyser.

“Thank you, Mr. President.”

ADJOURNMENT

At 12:12 o’clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o’clock a.m., Tuesday, March 20, 2001, on a rising vote, observing a moment of silence in memory of the late Adam A. “Bud” Smyser.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTY-SIXTH DAY

Tuesday, March 20, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:43 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Mary Jo McEnany, Member of the Benedictine Community of Hawaii, after which the Roll was called showing all Senators present with the exception of Senator Ihara who was excused.

The President announced that he had read and approved the Journal of the Thirty-Fifth Day.

Senator Menor, on behalf of President Bunda, congratulated the Leilehua High School Junior ROTC Exhibition Drill Team with Arms on becoming the 2000-2001 State Champions and introduced the following students: Cadet Captain Lionel Cabanit, Cadet Captain Michael Ligsay, Cadet First Lieutenant Adam Lucena, First Sergeant Raymond Hawk, Cadet Sergeant Krisette Ayson, Cheyne Bagoyo, Rhey Dacuycuy, Devaughn Hall, Jerry Ko, Ikaika Macapagal, Jessica Mowdy-Sanchez, Christina Rivera, Cedric Storay and Dayne Tavares. Accompanying the students were their advisors, Drill Master Joseph Madela and Sergeant Major Harry Kwon.

At 11:52 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 211, dated March 22, 2001, transmitting a report, "Baby Boomer Data Hawaii 2000," prepared by the Executive Office on Aging, was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1054) recommending that H.B. No. 100, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 100, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTISM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1055) recommending that H.B. No. 1538, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1538, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CHILD-CUSTODY JURISDICTION AND ENFORCEMENT ACT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No.

1056) recommending that H.B. No. 534 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 534, entitled: "A BILL FOR AN ACT RELATING TO FUNCTIONAL PLANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1057) recommending that H.B. No. 662, H.D. 2, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 662, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PENALTIES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1058) recommending that H.B. No. 687, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 687, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS," passed Second Reading and was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1059) recommending that H.B. No. 689, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 689, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FOREST STEWARDSHIP PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1060) recommending that H.B. No. 690, H.D. 2, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 690, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1061) recommending that H.B. No. 691, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and H.B. No. 691, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM," passed Second Reading and was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1062) recommending that H.B. No. 693 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 693, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1063) recommending that H.B. No. 692 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 692, entitled: "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 22, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1064) recommending that H.B. No. 569, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 569, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1065) recommending that H.B. No. 588, H.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 588, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1066) recommending that H.B. No. 646, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 646, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1067)

recommending that H.B. No. 653, H.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 653, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1068) recommending that H.B. No. 654, H.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 654, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1069) recommending that H.B. No. 186, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 186, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1070) recommending that H.B. No. 624, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 624, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1071) recommending that H.B. No. 626, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 626, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1072) recommending that H.B. No. 1100, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1100, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE

OF HAWAIIAN AFFAIRS,” passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill Referred to:

No. 514, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then jointly to the Committee on Judiciary and the Committee on Ways and Means

No. 593, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 687, H.D. 1, S.D. 1 Committee on Water, Land, Energy, and Environment, then jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary

No. 695, H.D. 1 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 993, H.D. 1 Committee on Health and Human Services, then to the Committee on Judiciary, then to the Committee on Ways and Means

RE-REFERRAL OF SENATE CONCURRENT RESOLUTION

The Chair re-referred the following concurrent resolution that was offered:

Senate
Concurrent
Resolution Referred to:

No. 39 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations

Senator Matsuura, Chair of the Committee on Health and Human Services, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.B. No. 516, and the Chair granted the waiver.

Senator Sakamoto, Chair of the Committee on Education, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following House Bills:

H.B. No. 11;
H.B. No. 512; and
H.B. No. 1678,

and the Chair granted the waiver.

Senator Nakata, Chair of the Committee on Labor, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.B. No. 1595, and the Chair granted the waiver.

Senator Tam, Chair of the Committee on Economic Development and Technology, requested a waiver of the notice

requirement pursuant to Senate Rule 20 for the following House Bills:

H.B. No. 554;
H.B. No. 659;
H.B. No. 1118;
H.B. No. 1309; and
H.B. No. 1310,

and the Chair granted the waiver.

ADJOURNMENT

At 12:05 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, March 21, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTY-SEVENTH DAY

Wednesday, March 21, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Bruce Dusseault, Baha'i Faith, Honolulu Community, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Thirty-Sixth Day.

Senator Tam introduced and congratulated the 2001 Narcissus Queen Ying Ying Lee and her Court: First Princess Brandi Jim On, Second Princess Michelle Loo, Third Princess Racyne Young, and Fourth Princess Melodee Young. Accompanying the young women was Ban F. Chan, incoming President of the Chinese Chamber of Commerce.

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 o'clock noon.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 212 and 213) were read by the Clerk and were placed on file:

Gov. Msg. No. 212, dated March 13, 2001, transmitting the Comprehensive Review of the Provisions of Chapter 171, HRS, prepared by the Department of Land and Natural Resources, pursuant to Act 109, SLH 1996.

Gov. Msg. No. 213, dated March 20, 2001, transmitting the Annual Financial Report for the Hawaii Children's Trust Fund, prepared by the Department of Health, pursuant to Act 137, SLH 2000.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1073) recommending that H.B. No. 633, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 633, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FUNERAL ASSISTANCE PAYMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1074) recommending that H.B. No. 636, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 636, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1075) recommending that H.B. No. 786, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 786, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1076) recommending that H.B. No. 524, H.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 524, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPUTER CRIME," passed Second Reading and was referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1077) recommending that H.B. No. 540, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 540, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1078) recommending that H.B. No. 542, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 542, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FEE SIMPLE RESIDENTIAL REVOLVING FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1079) recommending that H.B. No. 544, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 544, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1080) recommending that H.B. No. 545 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 545, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1081) recommending that H.B. No. 546 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 546, entitled: "A BILL FOR AN ACT RELATING TO THE DOWNPAYMENT LOAN PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1082) recommending that H.B. No. 583, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 583, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1083) recommending that H.B. No. 584, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 584, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1084) recommending that H.B. No. 594, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 594, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1085) recommending that H.B. No. 596, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 596, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1086) recommending that H.B. No. 597, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 597, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL SERVICES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1087) recommending that H.B. No. 600, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 600, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1088) recommending that H.B. No. 601, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 601, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADE MARKS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1089) recommending that H.B. No. 557, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 557, H.D. 2, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAAHI BISHOP MUSEUM, OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1090) recommending that H.B. No. 611, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 611, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1091) recommending that H.B. No. 612, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 612, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1092) recommending that H.B. No. 614, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 614, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1093) recommending that H.B. No. 628, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 628, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1094) recommending that H.B. No. 730, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 730, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1095) recommending that H.B. No. 731, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 731, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1096) recommending that H.B. No. 735, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 735, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1097) recommending that H.B. No. 761, H.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 761, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNACCREDITED DEGREE GRANTING INSTITUTIONS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1098) recommending that H.B. No. 1016 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1016, entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERS OF THE BOARD OF EDUCATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1099) recommending that H.B. No. 1028, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1028, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MODEL UNITED NATIONS PROGRAM FOR HIGH SCHOOL STUDENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1100) recommending that H.B. No. 1411 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1411, entitled: "A BILL FOR AN ACT RELATING TO SECONDARY MARKET SERVICES CORP.-HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1101) recommending that H.B. No. 1667, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1667, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1102) recommending that H.B. No. 1670, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and H.B. No. 1670, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

ADJOURNMENT

At 12:02 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, March 22, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTY-EIGHTH DAY

Thursday, March 22, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Fili Tualaulelei, Vineyard Christian Fellowship Church, after which the Roll was called showing all Senators present with the exception of Senator Menor who was excused.

The President announced that he had read and approved the Journal of the Thirty-Seventh Day.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1103) recommending that H.B. No. 118, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 118, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1104) recommending that H.B. No. 518, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 518, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1105) recommending that H.B. No. 1111, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1111, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1106) recommending that H.B. No. 1288, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1288, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1107) recommending that H.B. No. 1587 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1587, entitled: "A BILL FOR AN ACT RELATING TO ACQUISITION OF HOSPITALS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1108) recommending that H.B. No. 77, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 77, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the majority of the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1109) recommending that H.B. No. 123, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 123, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPEEDING," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1110) recommending that H.B. No. 216, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 216, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1111) recommending that H.B. No. 407, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 407, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1112) recommending that H.B.

No. 728, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 728, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1113) recommending that H.B. No. 741, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 741, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1114) recommending that H.B. No. 828, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 828, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the majority of the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1115) recommending that H.B. No. 830, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 830, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kawamoto and Nakata, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1116) recommending that H.B. No. 860, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 860, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1117) recommending that H.B. No. 1405, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1405, H.D. 1, S.D. 1, entitled: "A BILL

FOR AN ACT A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1118) recommending that H.B. No. 1547, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1547, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOWING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2001.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1119) recommending that H.B. No. 469, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 469, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL PERSONNEL," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1120) recommending that H.B. No. 613, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 613, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1121) recommending that H.B. No. 1561, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 1561, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1122) recommending that H.B. No. 1666, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1666, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPAIR AND MAINTENANCE OF SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1123) recommending that H.B. No.

1668, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 1668, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1124) recommending that H.B. No. 210, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 210, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1125) recommending that H.B. No. 212, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 212, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE WATER CODE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1126) recommending that H.B. No. 508 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 508, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION PROJECTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1127) recommending that H.B. No. 861, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 861, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OPERATIONS AND MAINTENANCE OF CERTAIN AGRICULTURE-RELATED INFRASTRUCTURE ON KAUAI," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1128) recommending that H.B. No. 869 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 869, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1129) recommending that H.B. No. 1089, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1089, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1130) recommending that H.B. No. 1556, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1556, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1131) recommending that H.B. No. 986, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 986, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION DOCUMENTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1132) recommending that H.B. No. 1001 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1001, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1133) recommending that H.B. No. 1004, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1004, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1134) recommending that H.B. No. 587, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 587, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO MORTGAGE BROKER LICENSING,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2001.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1135) recommending that H.B. No. 925, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 925, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LOANS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1136) recommending that H.B. No. 840, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 840, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1137) recommending that H.B. No. 152, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 152, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE JUDICIARY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1138) recommending that H.B. No. 513, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 513, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS’ CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1139) recommending that H.B. No. 708 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 708, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1140) recommending that H.B. No. 862, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 862, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF SOCIAL WORKER POSITIONS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1141) recommending that H.B. No. 962 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 962, entitled: “A BILL FOR AN ACT RELATING TO A SENTENCING SIMULATION MODEL,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1142) recommending that H.B. No. 1000, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1000, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE JUDICIARY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1143) recommending that H.B. No. 645, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 645, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2001.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1144) recommending that H.B. No. 16, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 16, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS,” passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1145) recommending that H.B. No. 17, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 17, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TIME SHARE PROJECTS,” passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1146) recommending that H.B. No. 18, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 18, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1147) recommending that H.B. No. 20, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 20, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALES AGENTS OF TIME SHARE UNITS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1148) recommending that H.B. No. 22, H.D. 2, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 22, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1149) recommending that H.B. No. 505, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 505, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1150) recommending that H.B. No. 1552, H.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1552, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1151) recommending that H.B. No. 643, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 643, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MERIT APPEALS BOARD," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

H.B. No. 692:

On motion by Senator Inouye, seconded by Senator Chun Oakland and carried, H.B. No. 692, entitled: "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Menor, Sakamoto, Tam).

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill Referred to:

No. 177, H.D. 1 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, then jointly to the Committee on Judiciary and the Committee on Ways and Means

No. 1127 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1335, H.D. 1 Committee on Economic Development and Technology, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means

Senator Matsunaga, for the Committee on Commerce, Consumer Protection and Housing, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.B. No. 1256, and the Chair granted the waiver.

Senator Slom rose on a point of personal privilege as follows:

"Mr. President, I rise on a point of personal privilege.

"Yesterday in the Senate Labor Committee, there was an action that was taken that at the very least was scurrilous, dishonest, fraudulent, immoral, and unethical. Besides that, it was poor sportsmanship.

"We have had in this Session probably more attempts to reconsider bills than in any other Session that I can remember. Now, sometimes there's a good reason to reconsider a bill – if someone who had voted against the bill, and the bill was killed, has changed his or her mind; if there is new evidence that comes before the group; if we voted because we were all doing drug rehab and didn't understand what the bill was about, then there's a reason to reconsider if we were to follow procedures that are understandable and recognized not only by the public, but also by the Senate and its Rules.

"But that's not what happened yesterday. What happened yesterday was a blatant and naked abuse of power. A bill had been voted upon fairly and squarely last Friday. After hours of testimony, after the public had left, a vote was taken and the bill was defeated. Believe me, Mr. President, I know about being on the wrong end of a bill and how the votes go, but what was done yesterday was a clear message of disrespect for the people that came forward to testify, a disrespect for the integrity and the position that the Senate had already taken on a particular issue, and a bald-faced attempt to try to buy a change in the vote by making a promise that will not be kept.

"I'm very disheartened, Mr. President, because we did not follow the letter or the spirit of either the Senate Rules or either our procedures in Mason's. Maybe, Mr. President, we should call for a reconsideration of the Senate Rules since some people do not know how to apply them equally and at all times.

"I think it is really unfortunate also that when we take a vote and Senators spend their time and they listen to the testimony that's given and they ask questions, and then their vote is taken away because at the end a phantom majority comes in, a phantom quorum – people who have not been in the hearing, who have not heard the testimony, who did not listen to the pleas made by the people testifying on whatever the issue was – they come in and they just vote aye, aye, aye, aye, aye – not questioning, not listening, and not adhering to the Rules. And that's what we did yesterday.

"The fact that a statement was made that we will add a tip credit to minimum wage, when the people making the statement are opposed to and have removed and have broken promises in the past about this tip credit, makes this all the more outrageous. By all means, let's debate the issues – whatever the issue may be – in full and open hearings, and then let's take a vote, but then let's live by that vote. Let's not fool the people into thinking that they have witnessed the process, only to have somebody reconsider merely because the vote did not go their way – no new evidence, nothing new to offer, and no person who had voted against that provision asking to reconsider.

"As I say, Mr. President, I'm very disheartened. At the very least, it sends a message of bad precedent.

"We have teachers coming down here lobbying everyday. We have students in our halls. They look to us for moral and ethical leadership. And what do we show them? We show them that our promises are not worth anything, that we will manipulate and do anything we can to get the vote to come out the way we want it. I think that's unfortunate, and I'm sorry, Mr. President.

"Thank you for your consideration."

Senator Nakata rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"The Senator from Hawaii Kai has made his point. As the Labor Chair, after the original vote I did consult with members of my Committee, as I think is fairly normal in terms of looking at reconsideration. One of those members who had voted against the bill on the first go-around said that if I put the tip credit back in, he would change his vote. I think that's proper and all that was required, so I asked for the reconsideration. Reconsideration, under the Rules of the Senate is something that can happen in Committee under those circumstances, and I asked the Committee to reconsider and vote for the bill with the amended recommendation and that was passed.

"Thank you."

Senator Hemmings rose on a point of personal privilege and stated:

"Mr. President, I rise on a point of personal privilege.

"I'd like to make the prediction, in spite of the commitment from the Senator from Koolauloa, the previous speaker, that the tip credit will indeed be removed and that the change in vote was just a buy-off, as the good Senator from Hawaii Kai has so clearly enunciated.

"I do want to laud, though, the Majority Party for one thing – for their consistency. They're quite in step with their colleagues in Florida who consistently want to recount until they get the results they want.

"Thank you, Mr. President."

Senator Kawamoto rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"I was there at the meeting and the Chair had announced that he received a ruling from the Senate legal office. The ruling was that he could have done what he did, and diligently he went and did that.

"I give the Chair credit for reviewing and going to the legal office or attorney to make a decision or to get an opinion on what the Chair of Labor did. So, we got the decision. It was in light of that that we proceeded with the vote.

"Thank you."

Senator Slom rose again on a point of personal privilege and said:

"Mr. President, a point of personal privilege and brief rebuttal.

"First of all, on the matter of the legal opinion from the attorney, let's make sure that we understand this was a Majority Attorney – a member of the same party of the Chair and Majority members of the Committee. At no time was this ruling or decision shared with anyone else. At no time did anyone have an opportunity to question the Majority Attorney about his interpretation, and that's what it is, an interpretation.

"And finally, we know we can talk about things being legal and yet they're not right. And we know that this action taken yesterday violates the very spirit, the very core of what it is that we've pledged to do and how we represent the people here.

"And this idea . . . I will give credit to the good Senator from God's country, Waipahu. He voted with reservations because he said that's not our position; we don't believe in the tip credit; we don't want the tip credit. That was the position; that was the bill that we passed out of this body. And for somebody to say, 'Oh, I'll support it now,' knowing full well that somebody down the line has the ability to change it and to kill it because that is the position of this body, is hypocritical.

"Again, we have to talk about the spirit of things, and we've butchered the spirit yesterday! Thank you, Mr. President."

At 11:57 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:01 o'clock p.m.

ADJOURNMENT

At 12:02 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 23, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTY-NINTH DAY

Friday, March 23, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:43 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Francis Regis Hadano, OSF, Regional Administrator, Franciscan Sisters of Syracuse, after which the Roll was called showing all Senators present with the exception of Senator Matsuura who was excused.

The President announced that he had read and approved the Journal of the Thirty-Eighth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 214, dated March 21, 2001, transmitting a Report on the Goals and Objectives for the Department of Human Resources Development, pursuant to Act 100, Section 7, SLH 1999, was read by the Clerk and was placed on file.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 23, from the Ombudsman dated March 21, 2001, transmitting a report, "A Study of the Geographic Exception Program of the Department of Education," in response to S.C.R. No. 59 (2000), was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORTS

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1152) recommending that H.B. No. 135, H.D. 2, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 135, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1153) recommending that H.B. No. 539, H.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 539, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1154) recommending that H.B. No. 831, H.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 831, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO INTERISLAND VEHICLE TRANSFERS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the majority of the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1155) recommending that H.B. No. 1685, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 1685, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1156) recommending that H.B. No. 1686, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1686, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS FOR INTER-ISLAND MARITIME TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Buen and Inouye, for the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 1157) recommending that H.B. No. 503, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 503, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE LEASES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1158) recommending that H.B. No. 533, H.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 533, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," was referred to the Committee on Ways and Means.

Senator Kim, for the majority of the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1159) recommending that H.B. No. 21, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 21, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Kim and Menor, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 1160) recommending that H.B. No. 23, H.D. 2, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 23, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DECEPTIVE TRADE PRACTICES FOR TIME SHARE PLANS," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kim and Menor, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 1161) recommending that H.B. No. 723 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 723, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1162) recommending that H.B. No. 1526, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1526, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOGS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1163) recommending that H.B. No. 502, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 502, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Buen and Sakamoto, for the Committee on Agriculture and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1164) recommending that H.B. No. 1287, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 1287, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun and Kawamoto, for the Committee on Hawaiian Affairs and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 1165) recommending that H.B.

No. 144 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 144, entitled: "A BILL FOR AN ACT RELATING TO KAHŌʻOLAWĒ ISLAND RESERVE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun and Inouye, for the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 1166) recommending that H.B. No. 444, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 444, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Inouye, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 1167) recommending that H.B. No. 1281, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 1281, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIOFUEL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1168) recommending that H.B. No. 538, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 538, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed Second Reading and was referred to the Committee on Judiciary.

Senators Kim and Kanno, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1169) recommending that H.B. No. 160, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 160, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FRAUDULENT CLAIMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1170) recommending that H.B. No. 168, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 168, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second

Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1171) recommending that H.B. No. 709, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 709, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COMPENSATION OF CRIME VICTIMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1172) recommending that H.B. No. 94, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 94, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARENT-COMMUNITY NETWORKING CENTER PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1173) recommending that H.B. No. 384, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 384, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was referred to the Committee on Judiciary.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1174) recommending that H.B. No. 472, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 472, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1175) recommending that H.B. No. 487 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 487, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1176) recommending that H.B. No. 868, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 868, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," passed Second Reading and was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1177) recommending that H.B. No. 1216, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1216, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KOREAN CENTENNIAL CELEBRATION COMMISSION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1178) recommending that H.B. No. 1555, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 1555, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADOLESCENCE SCHOOL-BASED SUBSTANCE ABUSE TREATMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1179) recommending that H.B. No. 1669, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1669, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1180) recommending that H.B. No. 173, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 173, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1181) recommending that H.B. No. 1282, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1282, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION

TAX CREDITS,” passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1182) recommending that H.B. No. 1339, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1339, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1183) recommending that H.B. No. 1345, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1345, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENERGY CONTENT OF FUELS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1184) recommending that H.B. No. 213, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 213, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1185) recommending that H.B. No. 365, H.D. 2, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 365, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL COMMODITY DAMAGE,” passed Second Reading and was referred to the Committee on Judiciary.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1186) recommending that H.B. No. 1074, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1074, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DROUGHT MITIGATING FACILITIES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1187) recommending that H.B. No. 71, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 71, H.D. 3, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORRECTIONS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1188) recommending that H.B. No. 202, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 202, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,” passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1189) recommending that H.B. No. 236, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 236, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT,” passed Second Reading and was referred to the Committee on Judiciary.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1190) recommending that H.B. No. 702, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 702, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the majority of the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1191) recommending that H.B. No. 269, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 269, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TOURISM,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1192) recommending that S.C.R. No. 4, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1192 and S.C.R. No. 4, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF AN EASEMENT COVERING A PORTION OF SUBMERGED LANDS AT LAHAINA, MAUI, HAWAII, FOR CONCRETE

PIER AND DECK PURPOSES," was deferred until Tuesday, March 27, 2001.

Senator Sakamoto, Chair of the Committee on Education, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.B. No. 159, and the Chair granted the waiver.

At 11:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:56 o'clock a.m.

STANDING COMMITTEE REPORTS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Senate authorized the adoption of standing committee reports recommending that House bills pass Second Reading and be referred to committees. The Senate further authorized the adoption of standing committee reports recommending that House bills be referred to committees of last referral. In consequence thereof, and subsequent to its recessing at 11:57 o'clock a.m., the Senate took the following actions on the following bills and standing committee reports:

Senators Kim and Kawamoto, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 1193) recommending that H.B. No. 461 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 461, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PARKING PERMIT PROGRAM FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1194) recommending that H.B. No. 11, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 11, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1195) recommending that H.B. No. 512, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 512, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANCILLARY FACILITIES FOR THE STATE ART MUSEUM IN THE NO. 1 CAPITOL DISTRICT BUILDING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1196) recommending that H.B. No. 1391, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1391, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ARTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1197) recommending that H.B. No. 369, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 369, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1198) recommending that H.B. No. 740, H.D. 2, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 740, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Inouye and Kim, for the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1199) recommending that H.B. No. 666, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 666, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL WASTEWATER SYSTEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1200) recommending that H.B. No. 506, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 506, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE STATE IRRIGATION PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1201) recommending that H.B. No. 171, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 171, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1202) recommending that H.B. No. 1056, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1056, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 1203) recommending that H.B. No. 1130, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 1130, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 1204) recommending that H.B. No. 1595, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 1595, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 1205) recommending that H.B. No. 166, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 166, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1206) recommending that H.B. No. 996, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 996, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Chun, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1207) recommending that H.B. No. 73, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 73, H.D. 2, S.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1208), recommending that H.B. No. 543, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 543, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1209) recommending that H.B. No. 1127, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1127, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATEMENTS OF ASSETS AND LIABILITIES OF HAWAII FINANCIAL INSTITUTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1210) recommending that H.B. No. 1156, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 1156, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1211) recommending that H.B. No. 1221, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1221, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSQUATTING," passed Second Reading and was referred to the Committee on Judiciary.

Senators Chun and Sakamoto, for the Committee on Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1212) recommending that H.B. No. 159, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 159, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1213) recommending that H.B. No. 627, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 627, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1214) recommending that H.B. No. 1026, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1026, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun and Kanno, for the Committee on Hawaiian Affairs and the Committee on Judiciary, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1215) recommending that H.B. No. 1399, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1399, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL ATTORNEYS GENERAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1216) recommending that H.B. No. 139 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 139, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE ALLOWANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1217) recommending that H.B. No. 271, H.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 271, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1218) recommending that H.B. No. 514, H.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 514, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPUTY ATTORNEYS GENERAL," passed Second Reading and was referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1219) recommending that H.B. No. 937, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 937, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL SERVICE CONTRACTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1220) recommending that H.B. No. 1138, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1138, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBMISSION OF REPORTS TO THE LEGISLATURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1221) recommending that H.B. No. 1273, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1273, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1222) recommending that H.B. No. 1640, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1640, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1223) recommending that H.B. No. 175, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 175, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second

Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1224) recommending that H.B. No. 408, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 408, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO STUDY THE FEASIBILITY OF ESTABLISHING A TECHNOLOGY-FOCUSED, COMMUNITY-BASED CENTER IN WAIALUA TOWN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1225) recommending that H.B. No. 1310, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1310, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC.," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Tam, for the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 1226) recommending that H.B. No. 1309, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 1309, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1227) recommending that H.B. No. 223, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 223, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1228) recommending that H.B. No. 249, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 249, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1229) recommending that H.B. No. 176, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 176, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1230) recommending that H.B. No. 284, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 284, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1231) recommending that H.B. No. 296, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 296, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1232) recommending that H.B. No. 321, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 321, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1233) recommending that H.B. No. 650, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 650, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCE DIRECTIVES FOR PSYCHIATRIC CARE," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1234) recommending that H.B. No. 699 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 699, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TESTING," passed Second Reading and was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1235) recommending that H.B. No. 703, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 703, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary.

Senators Matsuura and Nakata, for the Committee on Health and Human Services and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1236) recommending that H.B. No. 790, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 790, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE WORKER INJURY PREVENTION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1237) recommending that H.B. No. 1076, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 1076, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1238) recommending that H.B. No. 1233, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1233, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1239) recommending that H.B. No. 1234, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1234, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO QUEST," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1240), recommending that H.B. No. 628, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 628, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS," was referred to the Committee on Ways and Means.

Senator Kim, for the majority of the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1241) recommending that H.B. No. 1589, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 1589, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nakata, Kawamoto and Kanno, for the Committee on Labor, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1242) recommending that H.B. No. 161, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 161, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nakata and Tam, for the Committee on Labor and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 1243) recommending that H.B. No. 432, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 432, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MILLENNIUM WORKFORCE DEVELOPMENT PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1244) recommending that H.B. No. 568, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 568, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Menor, for the Committee on Water, Land, Energy, and Environment and the Committee on

Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 1245) recommending that H.B. No. 1256, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 1256, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1246) recommending that H.B. No. 1385, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1385, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NET ENERGY METERING," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1247) recommending that H.B. No. 14, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 14, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL SCHOOL CLERICAL POSITIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1248) recommending that H.B. No. 462, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 462, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1249) recommending that H.B. No. 480, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 480, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BUSINESS SPECIALIST POSITIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1250) recommending that H.B. No. 608, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 608, H.D. 1, entitled: "A BILL FOR AN

ACT MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kanno, for the Committee on Education and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1251) recommending that H.B. No. 733, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 733, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nakata, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1252) recommending that H.B. No. 1041, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 1041, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1253) recommending that H.B. No. 1044, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1044, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1254) recommending that H.B. No. 1048, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1048, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE LIBRARIAN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1255) recommending that H.B. No. 1671, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1671, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1256) recommending that H.B. No.

1678, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1678, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Menor, for the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 1257) recommending that H.B. No. 47, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 47, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Menor, for the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 1258) recommending that H.B. No. 237, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 237, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MANDATED HEALTH COVERAGE REVIEW," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Matsuura and Kanno, for the Committee on Health and Human Services and the Committee on Judiciary, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1259) recommending that H.B. No. 516, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and H.B. No. 516, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1260) recommending that H.B. No. 632, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 632, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the majority of the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1261) recommending that H.B. No. 638, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and

Housing and the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 638, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1262) recommending that H.B. No. 644, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 644, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1263) recommending that H.B. No. 945, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 945, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORK," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1264) recommending that H.B. No. 1357, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1357, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1265) recommending that H.B. No. 143, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 143, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Nakata, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1266) recommending that H.B. No. 177, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 177, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATELY-OPERATED CORRECTIONAL FACILITIES," passed Second Reading and was referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1267) recommending that H.B. No. 382, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 382, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICE," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1268) recommending that H.B. No. 509, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 509, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1269) recommending that H.B. No. 604, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 604, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII NATIONAL GUARD TUITION ASSISTANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto, Nakata and Kim, for the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1270) recommending that H.B. No. 620, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and H.B. No. 620, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Kim, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1271) recommending that H.B. No. 725, H.D. 1, as amended in S.D.

1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 725, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE TRANSPORTATION PLANNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1272) recommending that H.B. No. 1679, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Hawaiian Affairs.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1679, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DILLINGHAM AIRFIELD," passed Second Reading and was referred to the Committee on Hawaiian Affairs.

Senators Tam and Inouye, for the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 1273) recommending that H.B. No. 659, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 659, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1274) recommending that H.B. No. 1118, H.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Energy, and Environment.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1118, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," passed Second Reading and was referred to the Committee on Water, Land, Energy, and Environment.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1275) recommending that H.B. No. 1335, H.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1335, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1276) recommending that H.B. No. 1662, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1662, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1277), recommending that H.B. No. 993, H.D. 1, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 993, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROMOTING CHILD ABUSE," was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1278) recommending that H.B. No. 1351, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1351, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1279), recommending that H.B. No. 411, H.D. 2, S.D. 1, be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 411, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," was referred to the Committee on Judiciary.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1280) recommending that H.B. No. 592, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 592, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCER LICENSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1281) recommending that H.B. No. 593, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 593, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1282) recommending that H.B. No. 1684, H.D. 1, as

amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1684, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE AND LOCAL TAXATION OF MOBILE TELECOMMUNICATIONS SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1283) recommending that H.B. No. 3, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 3, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 1284) recommending that H.B. No. 946, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 946, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1285) recommending that H.B. No. 98, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 98, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto and Kanno, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1286) recommending that H.B. No. 301, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 301, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISPLAY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1287) recommending that H.B. No. 511, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 511, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMEDIES OF PART VII, CHAPTER 103D, HAWAII REVISED STATUTES," passed Second Reading and was referred to the Committee on Ways and Means.

Respectfully submitted,

Clerk of the Senate

Senators Inouye and Tam, for the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1288) recommending that H.B. No. 554, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

Approved:

President of the Senate

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and H.B. No. 554, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kawamoto, Inouye and Tam, for the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1289) recommending that H.B. No. 695, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the majority of the Committees was adopted and H.B. No. 695, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISPLACED LESSEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1290) recommending that H.B. No. 719, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 719, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1291) recommending that H.B. No. 1636, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1636, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMMUNITY-BASED ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

ADJOURNMENT

At 10:00 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 27, 2001.

FORTIETH DAY

Tuesday, March 27, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Norise Kaiser, OSF, Mission Educator for the Franciscan Community, after which the Roll was called showing all Senators present with the exception of Senators Kawamoto and Kim who were excused.

The President announced that he had read and approved the Journal of the Thirty-Ninth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 215, dated March 20, 2001, transmitting the Foreign-Trade Zone No. 9's Annual Report to the Foreign-Trade Zones Board for Federal Fiscal Year Ending September 30, 2000, was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 352 and 353) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 352, returning S.B. No. 1061, S.D. 1, which passed Third Reading in the House of Representatives on March 23, 2001, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1061, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS," was deferred until Wednesday, March 28, 2001.

Hse. Com. No. 353, returning S.B. No. 1276, S.D. 1, which passed Third Reading in the House of Representatives on March 23, 2001, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1276, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSQUATTING," was deferred until Wednesday, March 28, 2001.

STANDING COMMITTEE REPORTS

Senators Kim and Kawamoto, for the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report (Stand. Com. Rep. No. 1292) recommending that H.B. No. 1176 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 1176, entitled: "A BILL FOR AN ACT RELATING TO INSPECTIONS BY THE COUNTY FIRE CHIEF OR THE CHIEF'S DESIGNEES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 29, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1293) recommending that the Senate advise and consent to the nomination of JOBRIATH L. ROHRER to the Endangered Species Recovery Committee, in accordance with Gov. Msg. No. 161.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1293 and Gov. Msg. No. 161 was deferred until Wednesday, March 28, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1294) recommending that the Senate advise and consent to the nomination of PUANANI ROGERS to the Environmental Council, in accordance with Gov. Msg. No. 162.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1294 and Gov. Msg. No. 162 was deferred until Wednesday, March 28, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1295) recommending that the Senate advise and consent to the nomination of CHRISTINE H.H. CAMP to the Hawai'i Community Development Authority, in accordance with Gov. Msg. No. 163.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1295 and Gov. Msg. No. 163 was deferred until Wednesday, March 28, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1296) recommending that the Senate advise and consent to the nominations of JOHN MORGAN and JOHN MYRDAL to the Kaneohe Bay Regional Council, in accordance with Gov. Msg. No. 168.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1296 and Gov. Msg. No. 168 was deferred until Wednesday, March 28, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1297) recommending that the Senate advise and consent to the nomination of FRED C. HOLSCHUH, M.D., to the Board of Land and Natural Resources, in accordance with Gov. Msg. No. 170.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1297 and Gov. Msg. No. 170 was deferred until Wednesday, March 28, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1298) recommending that the Senate advise and consent to the nomination of GILBERT S. COLOMA-AGARAN as Chairperson, Board of Land and Natural Resources, in accordance with Gov. Msg. No. 116.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1298 and Gov. Msg. No. 116 was deferred until Wednesday, March 28, 2001.

ORDER OF THE DAY

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM
FRIDAY, MARCH 23, 2001

Stand. Com. Rep. No. 1192 (S.C.R. No. 4, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, Stand. Com. Rep. No. 1192 was adopted and S.C.R. No. 4, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF AN EASEMENT COVERING A PORTION OF SUBMERGED LANDS AT LAHAINA, MAUI, HAWAII, FOR CONCRETE PIER AND DECK PURPOSES," was adopted.

THIRD READING

H.B. No. 1547, H.D. 1:

By unanimous consent, action on H.B. No. 1547, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOWING," was deferred until Wednesday, March 28, 2001.

H.B. No. 986, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 986, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION DOCUMENTS," was deferred until Wednesday, March 28, 2001.

H.B. No. 1001:

By unanimous consent, action on H.B. No. 1001, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," was deferred until Wednesday, March 28, 2001.

H.B. No. 1004, H.D. 1:

By unanimous consent, action on H.B. No. 1004, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT," was deferred until Wednesday, March 28, 2001.

H.B. No. 587, H.D. 1:

By unanimous consent, action on H.B. No. 587, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKER LICENSING," was deferred until Wednesday, March 28, 2001.

H.B. No. 645, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 645, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS," was deferred until Wednesday, March 28, 2001.

ADJOURNMENT

At 11:58 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, March 28, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-FIRST DAY

Wednesday, March 28, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Marie Rosso, Maryknoll Sisters, after which the Roll was called showing all Senators present with the exception of Senators Kim and Matsuura who were excused.

The President announced that he had read and approved the Journal of the Fortieth Day.

Senator Kawamoto, on behalf of Senator Menor and himself, congratulated and introduced the following recipients of the Waipahu Business Association's 13th Annual Pride in Waipahu Awards: Brigadier General Clarence Agena, Pride in Waipahu Award for Community Service; Walter Saiki for Saiki Motors, Pride in Waipahu Award for Business; and Keith Morioka, Pride of Waipahu Award for Education. Other recipients who were not able to attend were Curtis Young, Anita Nihei, Fred Daguman, and Agnes Ishii.

At 11:52 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:56 o'clock a.m.

ORDER OF THE DAY

AGREE/DISAGREE

**MATTERS DEFERRED FROM
TUESDAY, MARCH 27, 2001**

S.B. No. 1061, S.D. 1 (H.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1061, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 1276, S.D. 1 (H.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1276, S.D. 1, and requested a conference on the subject matter thereof.

THIRD READING

**MATTERS DEFERRED FROM
TUESDAY, MARCH 27, 2001**

H.B. No. 1547, H.D. 1:

Senator Kawamoto moved that H.B. No. 1547, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senator Hemmings rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of H.B. No. 1547, H.D. 1, with reservations.

"Briefly and to the point, this is just another fee heaped on the people of Hawaii which adds to the total cost and burden of living in Hawaii, albeit some people may find it rationalized by the modest increase in the fees. Nevertheless, the proponents of this bill never did explain to the Committee at the hearing, to my satisfaction, that it was necessary. Hence, I will be voting for it, with reservations, in the hope that we can moderate fee increases such as this in the future.

"Thank you."

Senators Slom and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 1547, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOWING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Kanno). Excused, 2 (Kim, Matsuura).

H.B. No. 986, H.D. 1, S.D. 1:

On motion by Senator Kanno, seconded by Senator Chun and carried, H.B. No. 986, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION DOCUMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Matsuura).

H.B. No. 1001:

On motion by Senator Kanno, seconded by Senator Chun and carried, H.B. No. 1001, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Matsuura).

H.B. No. 1004, H.D. 1:

By unanimous consent H.B. No. 1004, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT," was recommitted to the Committee on Judiciary.

H.B. No. 587, H.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 587, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKER LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Matsuura).

H.B. No. 645, H.D. 1, S.D. 1:

On motion by Senator Kanno, seconded by Senator Chun and carried, H.B. No. 645, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Matsuura).

ADVISE AND CONSENT

Stand. Com. Rep. No. 1293 (Gov. Msg. No. 161):

Senator Inouye moved that Stand. Com. Rep. No. 1293 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of JOBRIATH L. ROHRER to the Endangered Species Recovery Committee, terms to expire June 30, 2001, and June 30, 2005, seconded by Senator Chun Oakland.

Senator Inouye requested the following remarks be inserted into the Journal:

“Mr. President and members, your Committee on Water, Land, Energy, and Environment would like your support for the confirmation of Jobriath L. Rohrer, gubernatorial nominee to the Endangered Species Recovery Committee, for a term to expire June 30, 2001, and for a reappointment to expire June 30, 2005.

“Mr. Rohrer has worked in the army ecosystem management program on Oahu for the past five years in the areas of conservation, management, and restoration of threatened and endangered species and native ecosystems. His work with the army has concentrated on management and restoration of army training lands and has provided him with valuable experience in field applications of conservation techniques.

“Mr. Rohrer has field experience in an integrated program of predator, weed, and feral ungulate control, combined with active reforestation and outplanting programs of native and endangered plants in the restoration of native ecosystems on army lands.

“He is also a member of, and worked closely with, resource agency and community members of the Hawaii Rare Plant Restoration Group, the Toxicant Working Group, Oahu Invasive Species Committee, and the Waianae Feral Goat Management Team.

“Mr. Rohrer is a graduate of the University of Hawaii at Manoa, with a Bachelor’s Degree in Zoology.

“After full consideration of the background, character, experience, and qualifications of the nominee, the Committee has found the nominee to be qualified for the position to which he has been nominated and recommends that the Senate support the nomination.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Matsuura).

Stand. Com. Rep. No. 1294 (Gov. Msg. No. 162):

Senator Inouye moved that Stand. Com. Rep. No. 1294 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of PUANANI ROGERS to the Environmental Council, term to expire June 30, 2004, seconded by Senator Chun Oakland.

Senator Inouye requested the following remarks be inserted into the Journal:

“Mr. President and members, your Committee on Water, Land, Energy, and Environment would like your support for the confirmation of Puanani Rogers, gubernatorial nominee to the Environmental Council, for a term to expire June 30, 2004.

“Ms. Rogers is active in numerous community organizations, including Ho’okipa Network, which she co-founded, Kauai Historical Society, Ka Lahui Hawaii, Ahupua’a Action Alliance, and Kauai Makihana Festival.

“A graduate of Kamehameha Schools, Ms. Rogers attended Kauai Community College, and has worked as a receptionist, real estate agent, and a musician. Her extensive community contacts and knowledge of environmental and cultural issues will be an asset to the Environmental Council.

“After full consideration of the background, character, experience, and qualifications of the nominee, the Committee has found the nominee to be qualified for the position to which she has been nominated and recommends that the Senate support the nomination.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Matsuura).

Stand. Com. Rep. No. 1295 (Gov. Msg. No. 163):

Senator Inouye moved that Stand. Com. Rep. No. 1295 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of CHRISTINE H.H. CAMP to the Hawai’i Community Development Authority, term to expire June 30, 2003, seconded by Senator Chun Oakland.

Senator Inouye requested the following remarks be inserted into the Journal:

“Mr. President and members, Ms. Camp brings more than 15 years experience in real estate development to the authority. Prior to founding Avalon Development Company in 1999, Ms. Camp served as vice president of development for Alexander & Baldwin’s property development subsidiary.

“Ms. Camp is active in several professional and community organizations and is president of the Hawaii Developers Council, Vice Chair of the Small Business Council, and a member of the board of the Chamber of Commerce of Hawaii.

“After full consideration of the background, character, experience, and qualifications of the nominee, the Committee has found the nominee to be qualified for the position to which she has been nominated and recommends that the Senate support the nomination.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Matsuura).

Stand. Com. Rep. No. 1296 (Gov. Msg. No. 168):

Senator Inouye moved that Stand. Com. Rep. No. 1296 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations of JOHN MORGAN and JOHN MYRDAL to the Kaneohe Bay Regional Council, terms to expire June 30, 2004, seconded by Senator Chun Oakland.

Senator Inouye requested the following remarks be inserted into the Journal:

“Mr. President and members, your Committee on Water, Land, Energy, and Environment would like your support for the confirmation of John Myrdal, gubernatorial nominee to the Kaneohe Bay Regional Council, for a term to expire June 30, 2004.

“Mr. Myrdal was selected for appointment to the position as the recreational boating representative to the Kaneohe Bay Regional Council through procedures adopted by the Council for this purpose. Previously, no clear or impartial mechanism had been available for identifying and selecting recreational boaters for membership to the council. Upon the council’s recommendation, the Governor appointed Mr. Myrdal to serve as recreational boating representative upon the expiration of the term of the previous incumbent. Mr. Myrdal has been serving in an interim capacity, pending approval by the Legislature.

“After full consideration of the background, character, experience, and qualifications of the nominee, the Committee has found the nominee to be qualified for the position to which he has been nominated and recommends that the Senate support the nomination.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Matsuura).

Stand. Com. Rep. No. 1297 (Gov. Msg. No. 170):

Senator Inouye moved that Stand. Com. Rep. No. 1297 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of FRED C. HOLSCHUH, M.D., to the Board of Land and Natural Resources, term to expire June 30, 2002, seconded by Senator Chun Oakland.

Senator Inouye requested the following remarks be inserted into the Journal:

“Mr. President and members, your Committee on Water, Land, Energy, and Environment would like your support for the confirmation of Dr. Fred C. Holschuh, gubernatorial nominee to the Board of Land and Natural Resources, for a term to expire June 30, 2002.

“Dr. Holschuh began his career as an emergency physician in 1971, a profession he practiced until his recent retirement. He served as chief of staff of the Hilo Medical Center from 1990-1993, and was honored as the Physician of the Year in 1997 by the Hawaii Medical Association.

“Dr. Holschuh is active in a number of professional and community organizations, including the Domestic Violence Inter-Agency Team, Madd Education Committee, Hamakua Lions Club, and Ahualoa Community Association.

“As an acting member of the Board of Land and Natural Resources, he has shown a willingness to listen to all points of

view and has demonstrated his commitment to a full understanding of the issues before reaching a decision.

“After full consideration of the background, character, experience, and qualifications of the nominee, the Committee has found the nominee to be qualified for the position to which he has been nominated and recommends that the Senate support the nomination.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Matsuura).

Stand. Com. Rep. No. 1298 (Gov. Msg. No. 116):

Senator Inouye moved that Stand. Com. Rep. No. 1298 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of GILBERT S. COLOMA-AGARAN as Chairperson, Board of Land and Natural Resources, term to expire December 31, 2002, seconded by Senator Chun Oakland.

Senator Inouye rose in support of the nominee and said:

“Mr. President, I speak on behalf of Gov. Msg. No. 116 and the appointment of Gilbert S. Coloma-Agaran.

“Mr. President and members, your Committee on Water, Land, Energy, and Environment, on behalf of the recommendation of myself and Vice-Chair Chun Oakland, would like your support for the confirmation of Gilbert S. Coloma-Agaran, gubernatorial nominee as Chairperson of the Board of Land and Natural Resources, for a term to expire December 31, 2002.

“For the four months preceding his current appointment, Mr. Agaran served as Director of Labor and Industrial Relations. He has also served as Deputy Director of the Department of Commerce and Consumer Affairs and as the First Deputy to the Chairperson of the Board of Land and Natural Resources.

“Before joining the Cayetano Administration, Mr. Agaran practiced law with Carlsmith Ball LLP. Mr. Agaran graduated with a law degree from Boalt Hall School Of Law at the University Of California at Berkeley and is admitted to practice before the Hawaii and California Bars, the Ninth Circuit Court of Appeals, and the Federal District Court for the District of Hawaii.

“Mr. Agaran currently serves on the boards of the National Asian Pacific Bar Association-Hawaii Chapter and the Yale Club of Hawaii. He is a member of the Hawaii Institute for Public Affairs, the Filipino Chamber of Commerce of Hawaii, the Hawaii State Bar Association, Kahului Filipino Community Association, Pinili-Badoc Maui Association, and Saranay Maui.

“Your Committee finds that Mr. Agaran has stated his commitment to working closely with other natural resource agencies and in partnership with communities, individuals, and private agencies interested in protecting Hawaii’s natural resources.

“After full consideration of the background, character, experience, and qualifications of the nominee, the Committee has found the nominee to be qualified for the position to which he has been nominated and recommends that the Senate support the nomination.

"Thank you, Mr. President, and thank you members."

No. 101

Committee on Judiciary

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

No. 102

Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing

Ayes, 23. Noes, none. Excused, 2 (Kim, Matsuura).

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following concurrent resolutions that were offered:

Senate
Concurrent
Resolution

Referred to:

No. 39 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology

No. 49 Jointly to the Committee on Water, Land, Energy, and Environment, the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations

No. 50 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology

No. 62 Committee on Judiciary

No. 66 Committee on Judiciary

No. 75 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology

No. 127 Committee on Commerce, Consumer Protection and Housing

No. 128 Committee on Commerce, Consumer Protection and Housing

No. 139 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs

No. 140 Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment

No. 144 Committee on Judiciary

No. 158 Committee on Water, Land, Energy, and Environment, then to the Committee on Economic Development and Technology

No. 160 Committee on Judiciary

RE-REFERRAL OF SENATE RESOLUTIONS

The Chair re-referred the following resolutions that were offered:

Senate
Resolution

Referred to:

No. 48 Committee on Judiciary

ADJOURNMENT

At 12:05 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, March 29, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-SECOND DAY

Thursday, March 29, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Falelua Lafitaga, Kananafou Community Church, after which the Roll was called showing all Senators present with the exception of Senators English, Kim and Menor who were excused.

The President announced that he had read and approved the Journal of the Forty-First Day.

At this time, the following introductions were made to the members of the Senate:

Senator Tam introduced Mrs. Fumei Wu and Mrs. BJ Ching, volunteers with the Buddhist Compassion Relief Tzu-Chi Foundation who traveled to El Salvador to aid in the earthquake relief efforts earlier this year. Accompanying the honorees was Mrs. Ching Kim of the Tzu-Chi Foundation.

Senator Chun Oakland introduced and congratulated the following YWCA Leader Luncheon 2001 Honorees: Sheryl B. Seaman, Marivic Dar, Alice Flanders Guild (represented by her son, Walter Guild), and Clarice Cornett. Accompanying the honorees was Cheryl Kauhane, President/CEO of YWCA.

At 11:58 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:04 o'clock p.m.

HOUSE COMMUNICATION

Hse. Com. No. 354, returning S.B. No. 1135, which passed Third Reading in the House of Representatives on March 28, 2001, was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORTS

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1299) recommending that the Senate advise and consent to the nomination of LEE D. DONOHUE, SR., to the Board of Private Detectives and Guards, in accordance with Gov. Msg. No. 172.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1299 and Gov. Msg. No. 172 was deferred until Monday, April 2, 2001.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1300) recommending that the Senate advise and consent to the nominations of HENRY CHO SR., THOMAS P. CONTRADES and HERRING K. KALUA to the Hawaiian Homes Commission, in accordance with Gov. Msg. No. 182.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1300 and Gov. Msg. No. 182 was deferred until Monday, April 2, 2001.

Senator Tam, for the majority of the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1301) recommending that S.C.R. No.

13, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.C.R. No. 13, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING SOCIALLY RESPONSIBLE INVESTMENT," was referred to the Committee on Ways and Means.

Senator Tam, for the majority of the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1302) recommending that S.R. No. 10, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.R. No. 10, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING SOCIALLY RESPONSIBLE INVESTMENT," was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1303) recommending that S.C.R. No. 48, as amended in S.D. 1, be referred to the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 48, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO DEVELOP AN UP-TO-DATE MASTER PLAN OF THE HONOLULU WATERFRONT TO STIMULATE ECONOMIC DEVELOPMENT IN THE AREA," was referred to the Committee on Transportation, Military Affairs, and Government Operations.

ORDER OF THE DAY

THIRD READING

H.B. No. 1176:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, H.B. No. 1176, entitled: "A BILL FOR AN ACT RELATING TO INSPECTIONS BY THE COUNTY FIRE CHIEF OR THE CHIEF'S DESIGNEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (English, Kim, Menor).

RE-REFERRAL OF
SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following concurrent resolutions that were offered:

Senate
Concurrent
Resolution

Referred to:

No. 125 Jointly to the Committee on Economic Development and Technology, the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture

No. 156 Committee on Tourism and
Intergovernmental Affairs, then to the Committee on Judiciary

ADJOURNMENT

At 12:13 o'clock p.m., on motion by Senator Chun, seconded
by Senator Hemmings and carried, the Senate adjourned until
11:30 o'clock a.m., Monday, April 2, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-THIRD DAY

Monday, April 2, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Mark Lee, Associate Pastor, Community Church of Honolulu, after which the Roll was called showing all Senators present with the exception of Senator Hanabusa who was excused.

The President announced that he had read and approved the Journal of the Forty-Second Day.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 24 and 25) were read by the Clerk and were placed on file:

Dept. Com. No. 24, from the State Auditor dated March 28, 2001, transmitting their 2000 Annual Report.

Dept. Com. No. 25, from the State Auditor dated March 30, 2001, transmitting a report, "Establishment of a Public Land Trust Information System, Phase One."

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 355 to 358) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 355, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 645, H.D. 1 (S.D. 1); and
H.B. No. 986, H.D. 1 (S.D. 1),

was placed on file.

Hse. Com. No. 356, returning S.B. No. 207, which passed Third Reading in the House of Representatives on March 29, 2001, was placed on file.

Hse. Com. No. 357, returning S.B. No. 210, S.D. 1, which passed Third Reading in the House of Representatives on March 29, 2001, was placed on file.

Hse. Com. No. 358, returning S.B. No. 986, S.D. 1, which passed Third Reading in the House of Representatives on March 29, 2001, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 986, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," was deferred until Tuesday, April 3, 2001.

STANDING COMMITTEE REPORTS

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1304) recommending that S.C.R. No. 28, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1304 and S.C.R. No. 28, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE TECHNOLOGY

TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S TECHNOLOGY INDUSTRY," was deferred until Tuesday, April 3, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1305) recommending that S.R. No. 96, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1305 and S.R. No. 96, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE TECHNOLOGY TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S TECHNOLOGY INDUSTRY," was deferred until Tuesday, April 3, 2001.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1299 (Gov. Msg. No. 172):

Senator Menor moved that Stand. Com. Rep. No. 1299 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of LEE D. DONOHUE, SR., to the Board of Private Detectives and Guards, terms to expire June 30, 2001, and June 30, 2005, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hanabusa, Taniguchi).

Stand. Com. Rep. No. 1300 (Gov. Msg. No. 182):

Senator Chun moved that Stand. Com. Rep. No. 1300 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Chun then moved that the Senate advise and consent to the nominations of HENRY CHO SR., THOMAS P. CONTRADES and HERRING K. KALUA to the Hawaiian Homes Commission, terms to expire June 30, 2005, seconded by Senator Kokubun.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hanabusa, Taniguchi).

RE-REFERRAL OF HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill Referred to:

No. 638, H.D. 1, S.D. 1 Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Ways and Means

**RE-REFERRAL OF
SENATE CONCURRENT RESOLUTION**

The Chair re-referred the following concurrent resolution that was offered:

Senate

Concurrent

Resolution

Referred to:

No. 91 Committee on Commerce, Consumer
Protection and Housing

**RE-REFERRAL OF
SENATE RESOLUTION**

The Chair re-referred the following resolution that was offered:

Senate

Resolution

Referred to:

No. 69 Committee on Commerce, Consumer
Protection and Housing

At this time, Senator Chun, on behalf of the Senate, extended happy birthday wishes to Senator Nakata.

ADJOURNMENT

At 11:47 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, April 3, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-FOURTH DAY

Tuesday, April 3, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Hilaria Dawal, SSSC, Sisters of the Holy Family, after which the Roll was called showing all Senators present with the exception of Senators English, Ige, Ihara and Menor who were excused.

The President announced that he had read and approved the Journal of the Forty-Third Day.

At 11:44 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:45 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 216, submitting for consideration and consent, the nomination of STEVEN S. ALM to the office of Judge, 2nd Division, Circuit Court of the First Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of ten years, was read by the Clerk and was referred to the Committee on Judiciary.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 359 to 364) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 359, returning S.B. No. 937, which passed Third Reading in the House of Representatives on April 2, 2001, was placed on file.

Hse. Com. No. 360, returning S.B. No. 1078, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2001, was placed on file.

Hse. Com. No. 361, returning S.B. No. 97, which passed Third Reading in the House of Representatives on April 2, 2001, in an amended form, was placed on file.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 97, and requested a conference on the subject matter thereof.

Hse. Com. No. 362, returning S.B. No. 171, S.D. 2, which passed Third Reading in the House of Representatives on April 2, 2001, in an amended form, was placed on file.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 171, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 363, returning S.B. No. 841, which passed Third Reading in the House of Representatives on April 2, 2001, in an amended form, was placed on file.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 841, and requested a conference on the subject matter thereof.

Hse. Com. No. 364, returning S.B. No. 1062, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2001, in an amended form, was placed on file.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1062, S.D. 1, and requested a conference on the subject matter thereof.

STANDING COMMITTEE REPORTS

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1306) recommending that H.B. No. 1257, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1257, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEI DAY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1307) recommending that H.B. No. 415, H.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 415, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1308) recommending that H.B. No. 824 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 824, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLE OPERATOR EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1309) recommending that H.B. No. 1473, H.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1473, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1310) recommending that H.B. No. 660, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 660, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1311) recommending that H.B. No. 688 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 688, entitled: "A BILL FOR AN ACT RELATING TO THE EFFECTIVE DATE OF EXISTING USES UNDER THE WATER CODE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1312) recommending that S.C.R. No. 94 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1312 and S.C.R. No. 94, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING INCREASING THE DEPTH OF BARBERS POINT HARBOR," was deferred until Wednesday, April 4, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1313) recommending that S.R. No. 72 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1313 and S.R. No. 72, entitled: "SENATE RESOLUTION SUPPORTING INCREASING THE DEPTH OF BARBERS POINT HARBOR," was deferred until Wednesday, April 4, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1314) recommending that S.C.R. No. 93 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1314 and S.C.R. No. 93, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING ACCELERATION OF THE DEVELOPMENT OF THE KAPALAMA CONTAINER TERMINAL FACILITY," was deferred until Wednesday, April 4, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1315) recommending that S.R. No. 71 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1315 and S.R. No. 71, entitled: "SENATE RESOLUTION SUPPORTING ACCELERATION OF THE DEVELOPMENT OF THE KAPALAMA CONTAINER TERMINAL FACILITY," was deferred until Wednesday, April 4, 2001.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM MONDAY, APRIL 2, 2001

Stand. Com. Rep. No. 1304 (S.C.R. No. 28, S.D. 1):

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 28, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE TECHNOLOGY TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S TECHNOLOGY INDUSTRY," was adopted.

Stand. Com. Rep. No. 1305 (S.R. No. 96, S.D. 1):

On motion by Senator Chun, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 96, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE TECHNOLOGY TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S TECHNOLOGY INDUSTRY," was adopted.

AGREE/DISAGREE

MATTER DEFERRED FROM MONDAY, APRIL 2, 2001

S.B. No. 986, S.D. 1 (H.D. 1):

On motion by Senator Chun, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 986, S.D. 1, and requested a conference on the subject matter thereof.

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following concurrent resolutions that were offered:

Senate Concurrent Resolution	Referred to:
No. 71	Committee on Judiciary
No. 76	Jointly to the Committee on Hawaiian Affairs and the Committee on Education, then to the Committee on Judiciary
No. 139	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs, then to the Committee on Transportation, Military Affairs, and Government Operations

RE-REFERRAL OF SENATE RESOLUTIONS

The Chair re-referred the following resolutions that were offered:

Senate Resolution	Referred to:
No. 52	Committee on Judiciary
No. 54	Jointly to the Committee on Hawaiian Affairs and the Committee on Education, then to the Committee on Judiciary

No. 99 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs, then to the Committee on Transportation, Military Affairs, and Government Operations

Senator Kanno, Chair of the Committee on Judiciary, requested a waiver of the 72-hour notice requirement pursuant to Senate Rule 20 for the following resolutions:

S.C.R. No. 8;
S.C.R. No. 62;
S.C.R. No. 70;
S.C.R. No. 71;
S.C.R. No. 72;
S.C.R. No. 144;
S.R. No. 5;
S.R. No. 51;
S.R. No. 52;
S.R. No. 53; and
S.R. No. 101,

and the Chair granted the waiver.

At 11:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:49 o'clock a.m.

ADJOURNMENT

At 11:50 o'clock a.m., on motion by Senator Chun, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 4, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-FIFTH DAY

Wednesday, April 4, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Steve Murphy, Olivet Baptist Church, after which the Roll was called showing all Senators present with the exception of Senators Ihara and Menor who were excused.

The President announced that he had read and approved the Journal of the Forty-Fourth Day.

At this time, the following introductions were made to the members of the Senate:

Senators Matsunaga and Hogue congratulated the 2001 University of Hawaii Men's Basketball Team on winning the 2001 Western Athletic Conference Championship and introduced the following players representing the team: Todd Fields, Lane O'Connor, Nerijus Puida, and Troy Ostler. Accompanying the players were head coach, Riley Wallace; assistant head coach, Bob Nash; and assistant coaches Scott Rigot and Jackson Wheeler.

Senators Ige and Chun then introduced and congratulated Natalie Naomi Young, Hawaii's Junior Miss 2001; Lee Anne Cox, First Runner-Up; and Brianna Christianson, Second Runner-Up.

At 11:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 o'clock noon.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 217, informing the Senate that on March 29, 2001, he signed the following bills into law:

House Bill No. 700 as Act 2, entitled: "RELATING TO THE SALE OF POISONS"; and

House Bill No. 692 as Act 3, entitled: "RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997,"

was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 365 to 368) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 365, transmitting H.C.R. No. 124, which was adopted by the House of Representatives on April 3, 2001, was placed on file.

By unanimous consent, action on H.C.R. No. 124, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF DIRECTORS OF THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO COME UP WITH RECOMMENDATIONS TO MODIFY THE MAKE-UP OF ITS BOARD TO INCLUDE MORE PRIVATE SECTOR PARTICIPATION," was deferred until Thursday, April 5, 2001.

Hse. Com. No. 366, transmitting H.C.R. No. 161, which was adopted by the House of Representatives on April 3, 2001, was placed on file.

By unanimous consent, action on H.C.R. No. 161, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE KAMEHAMEHA SCHOOLS TO CONDUCT A FEASIBILITY STUDY ON ESTABLISHING A RESOURCE CENTER FOR STUDENTS, PARENTS AND TEACHERS ON THE ISLAND OF KAUAI," was deferred until Thursday, April 5, 2001.

Hse. Com. No. 367, returning S.B. No. 1077, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2001, was placed on file.

Hse. Com. No. 368, returning S.B. No. 1104, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1104, S.D. 1, and requested a conference on the subject matter thereof.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1316) recommending that S.C.R. No. 18 be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 18, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CREATION OF A COORDINATING COMMITTEE TO OVERSEE THE CARE OF MEDICALLY FRAGILE CHILDREN," was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1317) recommending that S.R. No. 13 be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 13, entitled: "SENATE RESOLUTION REQUESTING THE CREATION OF A COORDINATING COMMITTEE TO OVERSEE THE CARE OF MEDICALLY FRAGILE CHILDREN," was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1318) recommending that S.C.R. No. 23, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 23, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE FORMATION OF A WORKING GROUP TO DEVELOP A STATEWIDE CERTIFICATION PROGRAM FOR LONG-TERM CARE PROVIDERS," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1319) recommending that S.R. No. 18, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 18, S.D. 1, entitled: "SENATE RESOLUTION URGING THE FORMATION OF A WORKING GROUP TO DEVELOP A STATEWIDE CERTIFICATION PROGRAM FOR LONG-TERM CARE PROVIDERS," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1320) recommending that S.C.R. No. 41, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 41, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THAT PHARMACEUTICAL COMPANIES DOING BUSINESS IN HAWAII DEVELOP A MORE CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE PRESCRIPTION DRUGS," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1321) recommending that S.R. No. 32, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 32, S.D. 1, entitled: "SENATE RESOLUTION URGING THAT PHARMACEUTICAL COMPANIES DOING BUSINESS IN HAWAII DEVELOP A MORE CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE PRESCRIPTION DRUGS," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1322) recommending that S.C.R. No. 42 be referred to the Committee on Tourism and Intergovernmental Affairs.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 42, entitled: "SENATE CONCURRENT RESOLUTION STRONGLY URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO LEAD THE NATION AND IMMEDIATELY ADDRESS THE PROBLEM OF HIGH COST OF PRESCRIPTION DRUGS FOR ALL AMERICANS," was referred to the Committee on Tourism and Intergovernmental Affairs.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1323) recommending that S.R. No. 33 be referred to the Committee on Tourism and Intergovernmental Affairs.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 33, entitled: "SENATE RESOLUTION

STRONGLY URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO LEAD THE NATION AND IMMEDIATELY ADDRESS THE PROBLEM OF HIGH COST OF PRESCRIPTION DRUGS FOR ALL AMERICANS," was referred to the Committee on Tourism and Intergovernmental Affairs.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1324) recommending that S.C.R. No. 153 be referred to the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 153, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE COLLABORATIVE EFFORTS AND THE PARTNERING INITIATIVES BETWEEN THE HAWAII HEALTH SYSTEMS CORPORATION AND THE VETERANS ADMINISTRATION IN HAWAII TO IMPROVE UPON THE QUALITY, DIVERSITY, AND ACCESSIBILITY OF HEALTHCARE ON THE NEIGHBOR ISLANDS," was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1325) recommending that S.C.R. No. 130 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1325 and S.C.R. No. 130, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS AND THE HEALTH CARE FINANCING ADMINISTRATION TO ADJUST HAWAII'S AEROMEDICAL REIMBURSEMENT RATES BY PROVIDING FOR IMMEDIATE PHASE-IN OF THE PROPOSED MEDICARE FEE SCHEDULE," was deferred until Thursday, April 5, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1326) recommending that S.R. No. 93 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1326 and S.R. No. 93, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS AND THE HEALTH CARE FINANCING ADMINISTRATION TO ADJUST HAWAII'S AEROMEDICAL REIMBURSEMENT RATES BY PROVIDING FOR IMMEDIATE PHASE-IN OF THE PROPOSED MEDICARE FEE SCHEDULE," was deferred until Thursday, April 5, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1327) recommending that S.C.R. No. 132 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1327 and S.C.R. No. 132, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FOOD INDUSTRY AND OTHER INTERESTED PARTIES, WITH THE COOPERATION OF THE DEPARTMENT OF HEALTH AND THE COUNTIES, TO CONTRACT WITH AN EXPERT CONSULTANT TO CONDUCT A COMPREHENSIVE ANALYSIS OF HAWAII'S SOLID WASTE AND LITTER SITUATION," was deferred until Thursday, April 5, 2001.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1328) recommending that S.C.R. No. 45 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1328 and S.C.R. No. 45, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO SUBMIT A REPORT ON ALIEN SPECIES PROGRAMS," was deferred until Thursday, April 5, 2001.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1329) recommending that S.R. No. 36 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1329 and S.R. No. 36, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO SUBMIT A REPORT ON ALIEN SPECIES PROGRAMS," was deferred until Thursday, April 5, 2001.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1330) recommending that S.C.R. No. 43, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1330 and S.C.R. No. 43, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT OF AND IMPROVEMENT RECOMMENDATIONS FOR THE MOLOKAI IRRIGATION SYSTEM," was deferred until Thursday, April 5, 2001.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1331) recommending that S.R. No. 34, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1331 and S.R. No. 34, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN ASSESSMENT OF AND IMPROVEMENT RECOMMENDATIONS FOR THE MOLOKAI IRRIGATION SYSTEM," was deferred until Thursday, April 5, 2001.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1332) recommending that S.C.R. No. 119, as amended in S.D. 1, be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 119, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT AND REVIEW OF EXISTING AGRICULTURAL THEFT LAWS AND ENFORCEMENT ISSUES THAT HAMPER THE ARREST AND CONVICTION OF PERSON'S CAUGHT OR SUSPECTED OF AGRICULTURAL THEFT," was referred to the Committee on Judiciary.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1333) recommending that S.R. No. 88, as amended in S.D. 1, be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 88, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN ASSESSMENT AND REVIEW OF EXISTING AGRICULTURAL THEFT LAWS AND ENFORCEMENT ISSUES THAT HAMPER THE ARREST AND CONVICTION OF PERSON'S CAUGHT OR SUSPECTED OF AGRICULTURAL THEFT," was referred to the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1334) recommending that S.C.R. No. 79, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 79, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII, SCHOOL OF MEDICINE TO URGE ITS STUDENTS TO STUDY CHELATION THERAPY," was referred to the Committee on Commerce, Consumer Protection and Housing.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, APRIL 3, 2001

Stand. Com. Rep. No. 1312 (S.C.R. No. 94):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 94, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING INCREASING THE DEPTH OF BARBERS POINT HARBOR," was adopted.

Stand. Com. Rep. No. 1313 (S.R. No. 72):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 72, entitled: "SENATE RESOLUTION SUPPORTING INCREASING THE DEPTH OF BARBERS POINT HARBOR," was adopted.

Stand. Com. Rep. No. 1314 (S.C.R. No. 93):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 93, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING ACCELERATION OF THE DEVELOPMENT OF THE KAPALAMA CONTAINER TERMINAL FACILITY," was adopted.

Stand. Com. Rep. No. 1315 (S.R. No. 71):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 71, entitled: "SENATE RESOLUTION SUPPORTING ACCELERATION OF THE DEVELOPMENT OF THE KAPALAMA CONTAINER TERMINAL FACILITY," was adopted.

Senator Kanno, Chair of the Committee on Judiciary, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following bills and resolutions:

H.B. No. 451;
H.B. No. 1003;
H.B. No. 1004;
H.B. No. 1016;
H.B. No. 1115;
H.B. No. 1211;
S.C.R. No. 54;
S.C.R. No. 148;
S.C.R. No. 160; and

S.R. No. 40,

and the Chair granted the waiver.

Senator Matsuura, Chair of the Committee on Health and Human Services, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following resolutions:

S.C.R. No. 24;
S.C.R. No. 133;
S.C.R. No. 150; and
S.R. No. 19,

and the Chair granted the waiver.

Senator Tam, Chair of the Committee on Economic Development and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following bill and resolutions:

H.B. No. 697
S.C.R. No. 103;
S.C.R. No. 140; and
S.R. No. 100,

and the Chair granted the waiver.

Senator Kim, Chair of the Committee on Tourism and Intergovernmental Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.C.R. No. 42 and S.R. No. 33, and the Chair granted the waiver.

Senator Hemmings rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“Mr. President and colleagues, the looming teacher’s strike is symptomatic of a much larger problem – that is the meltdown of the state budget. We’ve been dealing with it all Session long.

“Contributing another alarming problem is the Council on Revenues’ projections of a 5.5 percent increase in growth for the coming fiscal year, and a larger growth for the following fiscal years. Under the current projected spending and union demands, according to the Tax Foundation, the State is headed towards a \$100 million deficit at the end of next fiscal year 2002, and a whopping \$509 million budget deficit by 2003. I’m challenging the Council on Revenues’ projections, and therefore, warning Majority Party Legislators that we may be spending money that we may never see.

“What is particularly perplexing to me, Mr. President, is that no one from the Majority Party has challenged the Council on Revenues on their questionable projections. I speak from experience. I was here in the ’80s when the State was spending like a drunken sailor on leave. At that time, the Council on Revenues projected huge economic growth that facilitated dramatic spending increases and the growth of government beyond our means to pay for it. The Tax Foundation’s conservative outlook, which I supported then, proved to be accurate. Unfortunately, at that time the State Legislature chose to accept the Council on Revenues’ inaccurate projections to justify the continuation of reckless spending.

“Relying upon experience and past legislative inaction, I believe the Council on Revenues should review and reassess their projections and present them to this Legislature. Unfortunately, the Council on Revenues is not expected to meet again until May 24 – which may be too late for the Legislature to do anything to amend our spending plans.

“I’m asking my fellow Legislators to exercise our power, which is spelled out very clearly in the Hawaii Revised Statutes Section 37-111, to call the Council on Revenues back into action to see if they need to amend their revenue projections in view of the obvious slowdown both in the national and international economies. This is the prudent thing to do.

“I was in Ways and Means this morning. Your Ways and Means Chairman from Manoa is wrestling with a very, very serious dilemma – a lot of bills and not enough money to pay for it all. I don’t believe the Council on Revenues’ projections are accurate. We better deal with more accurate information. Therefore, I’m calling this body to please call the Council on Revenues to reassess their projections.

“Thank you, Mr. President.”

Senator Slom rose on a point of personal privilege also, and said:

“Mr. President, I rise on a point of personal privilege.

“Last night in the news, I happened to see your smiling face seated next to the Speaker of the House, and both of you said that you were optimistic in terms of the looming educational strike. Do you have some positive news for us at this time?”

President Bunda answered:

“We’re still optimistic at this juncture.”

Senator Slom replied:

“Thank you, Mr. President.”

ADJOURNMENT

At 12:09 o’clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o’clock a.m., Thursday, April 5, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-SIXTH DAY

Thursday, April 5, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:43 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Woodrow Yasuhara, District Superintendent, First Assembly of God Church, after which the Roll was called showing all Senators present with the exception of Senators Ige and Matsuura who were excused.

The President announced that he had read and approved the Journal of the Forty-Fifth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 218 and 219) were read by the Clerk and were placed on file:

Gov. Msg. No. 218, dated March 19, 2001, transmitting the 2001 Report to the Governor on Hawaii Workforce Development prepared by the Workforce Development Council, pursuant to Section 202-2, HRS.

Gov. Msg. No. 219, dated April 4, 2001, transmitting the Department of Transportation's Annual Report for Fiscal Year Ending June 30, 2000.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 26 and 27) were read by the Clerk and were placed on file:

Dept. Com. No. 26, from the State Auditor dated April 3, 2001, transmitting a report, "Review of Revolving Funds, Trust Funds, and Trust Accounts of the Judiciary and the Departments of Commerce and Consumer Affairs, Hawaiian Home Lands, Health, and Human Services," (Report No. 01-07).

Dept. Com. No. 27, from the Department of Business, Economic Development and Tourism dated March 22, 2001, transmitting a report, "Department of Business, Economic Development and Tourism, 2001 Goals and Objectives," pursuant to Act 100, SLH 1999.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 369 to 376) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 369, returning S.B. No. 1065, which passed Third Reading in the House of Representatives on April 4, 2001, in the amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1065, and requested a conference on the subject matter thereof.

Hse. Com. No. 370, returning S.B. No. 1066, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2001, in the amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments

proposed by the House to S.B. No. 1066, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 371, returning S.B. No. 1067, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2001, in the amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1067, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 372, returning S.B. No. 1069, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2001, in the amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1069, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 373, returning S.B. No. 1079, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2001, in the amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1079, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 374, returning S.B. No. 1390, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2001, in the amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1390, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 375, transmitting H.C.R. No. 56, which was adopted by the House of Representatives on April 4, 2001, was placed on file.

By unanimous consent, action on H.C.R. No. 56, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REEVALUATE THE BOUNDARIES OF THE HILO BAY RECREATIONAL THRILL CRAFT ZONE," was deferred until Friday, April 6, 2001.

Hse. Com. No. 376, transmitting H.C.R. No. 203, H.D. 1, which was adopted by the House of Representatives on April 4, 2001, was placed on file.

By unanimous consent, H.C.R. No. 203, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION HONORING RICHARD 'BUFFALO' KALOLO'OKALANI KEAULANA AS AN AMBASSADOR OF SURFING AND HAWAIIAN WATER SPORTS," was placed on file.

STANDING COMMITTEE REPORTS

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1335) recommending that S.C.R. No. 63, as amended in S.D. 1, be referred to the Committee on Education.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 63, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ADOPTION OF AN OFFICIAL STATE TARTAN," was referred to the Committee on Education.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1336) recommending that the Senate advise and consent to the nomination of JOY B.Y. SHIMABUKU to the State Board of Barbering and Cosmetology, in accordance with Gov. Msg. No. 154.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1336 and Gov. Msg. No. 154 was deferred until Friday, April 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1337) recommending that the Senate advise and consent to the nomination of GLENN Y. TANGO to the Board of Electricians and Plumbers, in accordance with Gov. Msg. No. 160.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1337 and Gov. Msg. No. 160 was deferred until Friday, April 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1338) recommending that the Senate advise and consent to the nominations of AIPOPO AIPOPO JR., and KURT H. MITCHELL to the Board of Directors, Housing and Community Development Corporation of Hawai'i, in accordance with Gov. Msg. No. 167.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1338 and Gov. Msg. No. 167 was deferred until Friday, April 6, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1339) recommending that the Senate advise and consent to the nomination of RICHARD W. CARMICHAEL, R.N., to the State Board of Nursing, in accordance with Gov. Msg. No. 171.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1339 and Gov. Msg. No. 171 was deferred until Friday, April 6, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1340) recommending that H.B. No. 11, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1340 and H.B. No. 11, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1341) recommending that H.B. No. 14, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1341 and H.B. No. 14, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL SCHOOL CLERICAL POSITIONS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1342) recommending that H.B. No. 94, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1342 and H.B. No. 94, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARENT-COMMUNITY NETWORKING CENTER PROGRAMS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1343) recommending that H.B. No. 100, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1343 and H.B. No. 100, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AUTISM," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1344) recommending that H.B. No. 159, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1344 and H.B. No. 159, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1345) recommending that H.B. No. 282, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1345 and H.B. No. 282, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1346) recommending that H.B. No. 284, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1346 and H.B. No. 284, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1347) recommending that H.B. No. 301, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1347 and H.B. No. 301, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISPLAY," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1348) recommending that H.B. No. 480, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1348 and H.B. No. 480, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BUSINESS SPECIALIST POSITIONS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1349) recommending that H.B. No. 1048, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1349 and H.B. No. 1048, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE LIBRARIAN," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1350) recommending that H.B. No. 1111, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1350 and H.B. No. 1111, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1351) recommending that H.B. No. 527, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1351 and H.B. No. 527, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERSTATE FAMILY SUPPORT," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1352) recommending that H.B. No. 630, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1352 and H.B. No. 630, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1353) recommending that H.B. No. 637 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1353 and H.B. No. 637, entitled: "A BILL FOR AN ACT RELATING TO OHANA CONFERENCING," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1354) recommending that H.B. No. 498, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 498, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1355) recommending that H.B. No. 523 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 523, entitled: "A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED PRACTICE OF

LAW," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1356) recommending that H.B. No. 531, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 531, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONCONSENSUAL COMMON LAW LIENS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1357) recommending that H.B. No. 1159 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1159, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1358) recommending that H.B. No. 186, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1358 and H.B. No. 186, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1359) recommending that H.B. No. 212, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1359 and H.B. No. 212, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE WATER CODE," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1360) recommending that H.B. No. 369, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1360 and H.B. No. 369, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1361) recommending that H.B. No. 502, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1361 and H.B. No. 502, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1362) recommending that H.B. No. 511, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1362 and H.B. No. 511, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMEDIES OF PART VII, CHAPTER 103D, HAWAII REVISED STATUTES," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1363) recommending that H.B. No. 516, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1363 and H.B. No. 516, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1364) recommending that H.B. No. 584, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1364 and H.B. No. 584, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1365) recommending that H.B. No. 613, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1365 and H.B. No. 613, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS," was deferred until Tuesday, April 10, 2001.

ORDER OF THE DAY

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, APRIL 4, 2001

The President made the following committee assignments of House concurrent resolutions that were received on Wednesday, April 4, 2001:

House Concurrent Resolution	Referred to:
No. 124	Committee on Water, Land, Energy, and Environment
No. 161	Committee on Education

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, APRIL 4, 2001

Stand. Com. Rep. No. 1325 (S.C.R. No. 130):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and S.C.R. No. 130, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS AND THE HEALTH CARE FINANCING ADMINISTRATION TO ADJUST HAWAII'S AEROMEDICAL REIMBURSEMENT RATES BY PROVIDING FOR IMMEDIATE PHASE-IN OF THE PROPOSED MEDICARE FEE SCHEDULE," was adopted.

Stand. Com. Rep. No. 1326 (S.R. No. 93):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 93, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS AND THE HEALTH CARE FINANCING ADMINISTRATION TO ADJUST HAWAII'S AEROMEDICAL REIMBURSEMENT RATES BY PROVIDING FOR IMMEDIATE PHASE-IN OF THE PROPOSED MEDICARE FEE SCHEDULE," was adopted.

Stand. Com. Rep. No. 1327 (S.C.R. No. 132):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 132, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FOOD INDUSTRY AND OTHER INTERESTED PARTIES, WITH THE COOPERATION OF THE DEPARTMENT OF HEALTH AND THE COUNTIES, TO CONTRACT WITH AN EXPERT CONSULTANT TO CONDUCT A COMPREHENSIVE ANALYSIS OF HAWAII'S SOLID WASTE AND LITTER SITUATION," was adopted.

Stand. Com. Rep. No. 1328 (S.C.R. No. 45):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 45, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO SUBMIT A REPORT ON ALIEN SPECIES PROGRAMS," was adopted.

Stand. Com. Rep. No. 1329 (S.R. No. 36):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 36, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO SUBMIT A REPORT ON ALIEN SPECIES PROGRAMS," was adopted.

Stand. Com. Rep. No. 1330 (S.C.R. No. 43, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 43, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT OF AND IMPROVEMENT RECOMMENDATIONS FOR THE MOLOKAI IRRIGATION SYSTEM," was adopted.

Stand. Com. Rep. No. 1331 (S.R. No. 34, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 34, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN ASSESSMENT OF AND IMPROVEMENT RECOMMENDATIONS FOR THE MOLOKAI IRRIGATION SYSTEM," was adopted.

THIRD READING

H.B. No. 1257, H.D. 1:

On motion by Senator Kim, seconded by Senator English and carried, H.B. No. 1257, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEI DAY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ige, Matsuura, Menor).

H.B. No. 415, H.D. 2:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, H.B. No. 415, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ige, Matsuura, Menor).

H.B. No. 824:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, H.B. No. 824, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLE OPERATOR EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ige, Matsuura, Menor).

H.B. No. 1473, H.D. 2:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, H.B. No. 1473, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ige, Matsuura, Menor).

H.B. No. 660, H.D. 1:

By unanimous consent, H.B. No. 660, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE," was recommitted to the Committee on Water, Land, Energy, and Environment.

H.B. No. 688:

Senator Inouye moved that H.B. No. 688, having been read throughout, pass Third Reading, seconded by Senator Chun Oakland.

Senator Nakata then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 688, entitled: "A BILL FOR AN ACT RELATING TO THE EFFECTIVE DATE OF EXISTING USES UNDER THE WATER CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ige, Matsuura, Menor).

**RE-REFERRAL OF
SENATE RESOLUTION**

The Chair re-referred the following resolution that was offered:

Senate
Resolution

Referred to:

No. 41
and Technology

Committee on Economic Development

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:54 o'clock a.m.

Senator Kanno, Chair of the Committee on Judiciary, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following House Bills:

H.B. No. 526;
H.B. No. 771; and
H.B. No. 978,

and the Chair granted the waiver.

Senator Menor, Chair of the Committee on Commerce, Consumer Protection and Housing, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.B. Nos. 173 and 223, and the Chair granted the waiver.

At 11:56 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:04 o'clock p.m.

Senator Taniguchi, Chair of the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following House Bills:

H.B. No. 87;
H.B. No. 593;
H.B. No. 632;
H.B. No. 733; and
H.B. No. 1662,

and the Chair granted the waiver.

Senator Hemmings rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"I wanted to inform you, Mr. President, formally, and my colleagues who do not serve on the Ways and Means Committee, that we've been having ongoing frank and honest discussions about the Senate budget. We worked very diligently over the weekend on the Senate budget worksheets and now that the Senate budget is a property of the Senate as S.D. 1 has passed, we feel it's appropriate to request the Senate Ways and Means Chairman to release the worksheets for public discernment.

"This is something that has been discussed in years past. I believe the time has now come in the history of this State that we can all afford to have the public know what's going on. Now that we've made the formal request, we will anxiously await the Chairman's decision tomorrow.

"Thank you, Mr. President."

The President then said:

"We'll consider your request and the Chair will confer with the Chairman of the Ways and Means Committee."

At 12:08 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:09 o'clock p.m.

Senator Menor, Chair of the Committee on Commerce, Consumer Protection and Housing, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.B. No. 1282, and the Chair granted the waiver.

Senator Slom rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"Yesterday, we were talking about your optimism in averting the strike, which is now upon us. Despite that optimism, despite the hopes that all of us had, we are now in that strike situation. I think it is a real black eye for the State and it shows a failure all around, on all sides that were involved in this situation.

"Quite frankly, Mr. President, the State is broken! This State government has demonstrated that it does not know how to solve the simplest and most basic of problems. It still does not know how to prioritize, does not do what everyone else is called upon to do.

"You may recall a couple of weeks ago, I asked that the Senate, particularly, become involved, since all we get to do is sit back and be reactive after everything is done, to see if we can come up with the money to pay for this. Then we pass that burden along to the taxpayers because they wind up paying for everything anyway.

"I think it's a real shame that we spend so much time talking about the new economy, the new technology, and yet we still have the same old boys and old government and the same problems because we approach them from the same way. It's shown up in our budgetary process; it's shown up in the ways that we've done things.

"We talked boldly in January about thinking out of the box, and yet we haven't done any thinking out of the box. We've done the same thing. We talk about being concerned about our children, but the only thing that we've done with our children is make them economic hostages in this battle over who's right, who's got more power, and who can stay the longest.

"We need, as the Minority Floor Leader has said on a number of occasions, systemic changes and reforms, and yet we have not even approached these. We've not listened to different voices. We've not made any attempt to try to make these changes.

"Well, the good news is that, as bad as things are right now . . . and again we always like to be number one; we couldn't be number one at the NCAA, but we're now the first State in the Union ever to have a statewide bottom-to-top strike of all their educational instructors. The good news is that we are going to have changes and we are going to learn how to do things differently. We are going to have more openness, and we're going to start in terms of looking at options that we should have looked at before.

"There is no reason that we should have this strike right now. There is no reason that we have to go right up until hours before, so that parents don't know what to do with their children. We don't have enough resources for alternate providers. We should have set a time limit. We should have done this early in the Session. We should have set a time limit

as to if certain things didn't happen by that day, at least we knew that we could advise the parents and the taxpayers in this community as to what to expect.

"We have compulsory schools in this State. We have compulsory unionization in this State. We have basically a one party monopoly state that has not looked at things differently. But I'm saying that a new day has started and we're going to write this down, April 5, 2001. It is going to be the start of doing things differently, and the voters and the taxpayers are going to help us do it. Because if they believe that we can't do it ourselves with the same kind of lineup that we have, they will make the necessary changes. We can no longer afford to hide behind things that we've done in the past. We must make changes and we must listen to different voices.

"So I'm optimistic, Mr. President, that your optimism, at least long term, will be reassured. But it requires that all of us try to heal the wounds in this community, try to keep the divisiveness at a minimum, and try to deal with the economic realities as they are and that everyone knows about so that we're all talking from the same page and so that we make meaningful and long lasting reforms not based just on money, but on leadership and management.

"Thank you, Mr. President."

Senator Sakamoto rose on a point of personal privilege and said:

"Mr. President, a point of personal privilege and comments partly in response to the previous speaker's remarks.

"Certainly, no one is happy with the situation we're in with the strikes, but I can say that looking at education from the perspective of a Senator, and all of us, we've done things to improve the system. We've done things for systemic change. We've done things that are out-of-the-box thinking and some things remain undone, no question. But I don't think it's a correct statement to say we've done nothing. And I don't believe it's a correct statement to say we've sat back and done nothing.

"I believe, as individuals, and certainly not based on a vote in this body, but as individuals, many of us have tried to talk to both parties or people representing both parties to help matters come to a resolution. We hope they still will.

"I am happy that the rhetoric has subsided. I hope the rhetoric will continue to be in the back seat and working to resolution will be in the front seat, Mr. President.

"Thank you."

ADJOURNMENT

At 12:15 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, April 6, 2001.

FORTY-SEVENTH DAY

Friday, April 6, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:55 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Regina Mary Jenkins, SSCC, Provincial Sisters of the Sacred Hearts, after which the Roll was called showing all Senators present with the exception of Senator Kim who was excused.

The President announced that he had read and approved the Journal of the Forty-Sixth Day.

Senator Chun, with the assistance of Senators Hemmings, English and Nakata, introduced and congratulated the following 2001 Prudential Spirit of Community Award recipients: Lauren Calhoun, Celinda Stanton, Tessa Munekiyo, and Kauilani Ostrem. Accompanying the honorees were Todd Thaker and Dayna Culbertson of the Prudential Insurance Company.

At 12:12 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:22 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 220 to 272) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 220, submitting for consideration and confirmation to the State Board of Public Accountancy, the nominations of JOELLE K. CHIU, STEPHEN Y. H. KWOCK and HOWARD S. TODO, terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 221, submitting for consideration and confirmation to the Board of Acupuncture, the nomination of GERALDINE S. WADE, D.A.C., term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 222, submitting for consideration and confirmation to the State Board of Barbering and Cosmetology, the nominations of EDNA H. KANO and ELAINE K. KIMURA, terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 223, submitting for consideration and confirmation to the State Board of Chiropractic Examiners, the nomination of STEVEN J. T. CHOW, term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 224, submitting for consideration and confirmation to the Civil Defense Advisory Council, the nomination of LINDA C. TSEU, term to expire June 30, 2005, was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Gov. Msg. No. 225, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nominations of: GLENN IOANE TEVES, term to expire June 30, 2003; and DAVID FUERTES,

term to expire June 30, 2005, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 226, submitting for consideration and confirmation to the Credit Union Advisory Board, the nomination of GARY S. FUKUROKU, term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 227, submitting for consideration and confirmation to the Board of Dental Examiners, the nominations of GERALD ADACHI, D.M.D., DEBORAH E. LICHOTA, R.D.H., ANN C. TERANISHI and RONALD L. YOUNG, D.M.D., terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 228, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nominations of ALISON M. DINGLEY, BART S. HUBER and THELMA C. NIP, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 229, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nominations of COLETTE BROWNE, DR.P.H., ANTONE KAHAWAIOLAA, JR., and ARTHUR W. MARTIN, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 230, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of CLIFFORD LABOY, term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 231, submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nomination of LANCE H. SHIBATA, term to expire June 30, 2005, was referred to the Commerce, Consumer Protection and Housing.

Gov. Msg. No. 232, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nominations of: JAMES S. MAEDA, term to expire June 30, 2003; BEVERLY I. TAKABA, term to expire June 30, 2004; and ROBERT CONRAD, M.D., term to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 233, submitting for consideration and confirmation to the Board of Trustees, Employees' Retirement System, the nomination of COLBERT M. MATSUMOTO, term to expire January 1, 2007, was referred to the Committee on Labor.

Gov. Msg. No. 234, submitting for consideration and confirmation to the Hawai'i Community Development Authority, the nominations of: JAMES S. KOMETANI, term to expire June 30, 2002; and ALLAN LOS BANOS JR., term to expire June 30, 2005, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 235, submitting for consideration and confirmation to the Radiologic Technology Board, the nominations of RICHARD DE JOURNETT, M.D., STEVEN H. HOSAKA, W. PHILIP KAU, D.V.M., and HOLLY ENGEL

WALTERS, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 236, submitting for consideration and confirmation to the Board of Registration, Island of Hawai'i, the nominations of: FRANCIS L. BENEVIDES SR., term to expire June 30, 2004; and NEWTON INOUE, term to expire June 30, 2005, was referred to the Committee on Judiciary.

Gov. Msg. No. 237, submitting for consideration and confirmation to the Rental Housing Trust Fund Advisory Commission, the nomination of PATRICK S. YAMADA, term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 238, submitting for consideration and confirmation to the Board of Taxation Review, Third Taxation District (Hawai'i), the nomination of FRED T. YAMASHIRO, term to expire June 30, 2005, was referred to the Committee on Ways and Means.

Gov. Msg. No. 239, submitting for consideration and confirmation to the Board of Taxation Review, Fourth Taxation District (Kauai), the nominations of TRINIDAD RAVAL and EDUARDO TOPENIO JR., terms to expire June 30, 2005, was referred to the Committee on Ways and Means.

Gov. Msg. No. 240, submitting for consideration and confirmation to the Commission on Transportation, the nominations of: STEPHEN E. SMITH, term to expire June 30, 2004; and JANE N. YAMASHIROYA, term to expire June 30, 2005, was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Gov. Msg. No. 241, submitting for consideration and confirmation to the Commission to Promote Uniform Legislation, the nomination of LANI LIU EWART, term to expire June 30, 2005, was referred to the Committee on Judiciary.

Gov. Msg. No. 242, submitting for consideration and confirmation to the Advisory Board on Veterans' Services, the nominations of: WILLIAM W. DAVES, terms to expire June 30, 2001, and June 30, 2005; and RAMONA GREMAN, THOMAS L. JOAQUIN and DELBERT M. NISHIMOTO, terms to expire June 30, 2005, was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Gov. Msg. No. 243, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nominations of PATRICK A.Y.H. AHANA, D.V.M. and NARIYOSHI HIRAOKA, terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 244, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of ALLEN SOUZA, term to expire June 30, 2005, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 245, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Water Treatment Plants, the nomination of HAROLD HART, term to expire June 30, 2005, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 246, submitting for consideration and confirmation to the State Commission on the Status of Women, the nominations of FAYE W. KURREN and MAILE MEYER,

terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 247, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Health Systems Corporation, the nominations of MICHAEL H. LYONS II and GEORGE F. MUKAI, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 248, submitting for consideration and confirmation to the Hawai'i Historic Places Review Board, the nomination of BENJAMIN T. TORIGOE, AIA, term to expire June 30, 2005, was referred to the Committee on Education.

Gov. Msg. No. 249, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Hurricane Relief Fund, the nominations of DOUGLAS M. GOTO, CAROLEE C. KUBO and BRIAN YAMANE, terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 250, submitting for consideration and confirmation to the Board of Trustees, Hawai'i Public Employees Health Fund, the nominations of HOWENA HUI BLUME and LINDA R. LAI, terms to expire June 30, 2005, was referred to the Committee on Labor.

Gov. Msg. No. 251, submitting for consideration and confirmation to the Board of Health, the nominations of: JOHN J. ING, term to expire June 30, 2002; LIBBY P. OSHIYAMA, term to expire June 30, 2003; GENEVIEVE A. L. KINNEY, PH.D., JANE Y. PANG and BARRY SHITAMOTO, M.D., terms to expire June 30, 2004; and JULIA ORRICK ABBEN, term to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 252, submitting for consideration and confirmation to the State Highway Safety Council, the nominations of KELVIN DANG, LYNN N. FALLIN and JOHN T. KAIZUKA, terms to expire June 30, 2005, was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Gov. Msg. No. 253, submitting for consideration and confirmation to the Hoisting Machine Operators Advisory Board, the nominations of KERWIN D. W. CHONG and MELVIN MIYAMOTO, terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 254, submitting for consideration and confirmation to the Kaho'olawe Island Reserve Commission, the nominations of COLETTE P. MACHADO and CRAIG NEFF, terms to expire June 30, 2005, was referred to the Committee on Hawaiian Affairs.

Gov. Msg. No. 255, submitting for consideration and confirmation to the Kaneohe Bay Regional Council, the nominations of KELVIN K. F. CHING and DAVID D. HIGGINS, terms to expire June 30, 2005, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 256, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nominations of KATHRYN WHANG INOUE and TED K. YAMAMURA, terms to expire June 30, 2005, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 257, submitting for consideration and confirmation to the Board of Massage Therapy, the nomination

of LLOYD K. SODETANI, term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 258, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of VIT U. PATEL, M.D., term to expire June 30, 2005, was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Gov. Msg. No. 259, submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of H. ROGER NETZER, M.D., term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 260, submitting for consideration and confirmation to the State Council on Mental Health, the nominations of: ROBIN S. CHOY and JENNIFER DUTRO, terms to expire June 30, 2004; and VICKY M. FOLLOWELL, PAULA HEIM, PAULA T. MORELLI, PH.D., ALBERT H. PEREZ, LESLIE ROSS, PH.D., and NANCY WRIGHT SLAIN, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 261, submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, the nominations of: THOMAS DECOURCY and GEORGE W. MAIOHO, terms to expire June 30, 2003; RICHARD WHEELER, term to expire June 30, 2004; and ROBERT M. GRANGER, PH.D., and JOSEPH C. WAMPLER, terms to expire June 30, 2005, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 262, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nominations of WAYNE K. DE LUZ and ERNIE K. SEIBOLD, terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 263, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of MELVIN H. MIYASAKI, term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 264, submitting for consideration and confirmation to the Natural Area Reserves System Commission, the nominations of PASCUAL DABIS, ANNA C. KAOHELAULII, MICHAEL H. KIDO and SCOTT K. ROWLAND, PH.D., terms to expire June 30, 2005, was referred to the Committee on Water, Land, Energy, and Environment.

Gov. Msg. No. 265, submitting for consideration and confirmation to the State Board of Nursing, the nominations of KATHARYN F. DAUB, R.N., DARRYL N. ING, JILLIAN INOUE, PH.D., and JOANNE ITANO, PH.D., terms to expire June 30, 2004, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 266, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of LAURA Y. CHOCK, term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 267, submitting for consideration and confirmation to the Pest Control Board, the nominations of MICHAEL JOHN BOTHA and ANDREW C. NOWINSKI,

terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 268, submitting for consideration and confirmation to the Advisory Committee on Pesticides, the nominations of CARLTON L. AGENA, CLYDE M. FUJIKAWA and CARL T. MASAKI, terms to expire June 30, 2005, was referred to the Committee on Agriculture.

Gov. Msg. No. 269, submitting for consideration and confirmation to the Board of Pharmacy, the nominations of: ERIC H. KUNISAKI, term to expire June 30, 2002; and LIANNE H. MALAPIT, PHARM.D., and VALERIE M. K. MATSUNAGA, PHARM.D., terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 270, submitting for consideration and confirmation to the Board of Physical Therapy, the nominations of: NAOMI KINOSHITA WADA, P.T., term to expire June 30, 2003; and RANDAL HASHIMOTO and CYNTHIA M. TAMAYO, P.T., terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 271, submitting for consideration and confirmation to the Board of Psychology, the nomination of EVELYN H. YANAGIDA, PH.D., term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 272, submitting for consideration and confirmation to the Public Utilities Commission, the nomination of DAVID M. MORIHARA, term to expire June 30, 2002, was referred to the Committee on Commerce, Consumer Protection and Housing.

HOUSE COMMUNICATION

Hse. Com. No. 377, returning S.B. No. 683, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2001, in the amended form, was read by the Clerk and was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 683, S.D. 1, and requested a conference on the subject matter thereof.

STANDING COMMITTEE REPORTS

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1366) recommending that H.B. No. 210, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1366 and H.B. No. 210, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1367) recommending that H.B. No. 861, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1367 and H.B. No. 861, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OPERATIONS AND MAINTENANCE OF CERTAIN AGRICULTURE-RELATED

INFRASTRUCTURE ON KAUAI,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1368) recommending that H.B. No. 1074, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1368 and H.B. No. 1074, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DROUGHT MITIGATING FACILITIES,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1369) recommending that H.B. No. 1287, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1369 and H.B. No. 1287, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1370) recommending that H.B. No. 1556, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1370 and H.B. No. 1556, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1371) recommending that H.B. No. 543, S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1371 and H.B. No. 543, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1372) recommending that H.B. No. 583, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1372 and H.B. No. 583, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1373) recommending that H.B. No. 594, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1373 and H.B. No. 594, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1374) recommending that H.B. No. 596, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1374 and H.B. No. 596, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1375) recommending that H.B. No. 735, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1375 and H.B. No. 735, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1376) recommending that H.B. No. 946, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1376 and H.B. No. 946, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1377) recommending that H.B. No. 1028, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1377 and H.B. No. 1028, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MODEL UNITED NATIONS PROGRAM FOR HIGH SCHOOL STUDENTS,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1378) recommending that H.B. No. 1667, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1378 and H.B. No. 1667, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1379) recommending that H.B. No. 1668, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1379 and H.B. No. 1668, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1380) recommending that H.B. No. 636, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1380 and H.B. No. 636, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1381) recommending that H.B. No. 702, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1381 and H.B. No. 702, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1382) recommending that H.B. No. 1026, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1382 and H.B. No. 1026, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1383) recommending that H.B. No. 568, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1383 and H.B. No. 568, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1384) recommending that H.B. No. 576, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1384 and H.B. No. 576, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1385) recommending that H.B. No. 852, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1385 and H.B. No. 852, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1386) recommending that H.B. No. 1595, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1386 and H.B. No. 1595, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1387) recommending that H.B. No. 728, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1387 and H.B. No. 728, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1388) recommending that H.B. No. 996, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1388 and H.B. No. 996, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No.

1389) recommending that H.B. No. 1589, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1389 and H.B. No. 1589, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1390) recommending that H.B. No. 1400, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1400, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1391) recommending that H.B. No. 200, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 200, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1392) recommending that H.B. No. 1000, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1392 and H.B. No. 1000, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1393) recommending that H.B. No. 1100, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1393 and H.B. No. 1100, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1394) recommending that H.B. No. 236, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1394 and H.B. No. 236, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1395) recommending that H.B. No. 321, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1395 and H.B. No. 321, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1396) recommending that H.B. No. 518, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1396 and H.B. No. 518, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1397) recommending that H.B. No. 699 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1397 and H.B. No. 699, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TESTING," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1398) recommending that H.B. No. 1538, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1398 and H.B. No. 1538, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CHILD-CUSTODY JURISDICTION AND ENFORCEMENT ACT," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1399) recommending that H.B. No. 600, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1399 and H.B. No. 600, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1400) recommending that H.B. No. 384, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1400 and H.B. No. 384, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1401) recommending that H.B. No. 411, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1401 and H.B. No. 411, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1402) recommending that H.B. No. 624, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1402 and H.B. No. 624, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1403) recommending that H.B. No. 509, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1403 and H.B. No. 509, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1404) recommending that H.B. No. 828, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1404 and H.B. No. 828, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1405) recommending that H.B. No. 830, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1405 and H.B. No. 830, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1406) recommending that H.B. No. 1405, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1406 and H.B. No. 1405, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1407) recommending that H.B. No. 22, H.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1407 and H.B. No. 22, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1408) recommending that H.B. No. 653, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1408 and H.B. No. 653, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1409) recommending that H.B. No. 79, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 79, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY DISCLOSURES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1410) recommending that H.B. No. 550, as amended in

S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 550, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1411) recommending that H.B. No. 585, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 585, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1412) recommending that H.B. No. 586, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 586, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1413) recommending that H.B. No. 589, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 589, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARCHITECTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1414) recommending that H.B. No. 1173, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1173, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LODGING OR TENEMENT HOUSES, HOTELS, AND BOARDINGHOUSES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1415) recommending that H.B. No. 1243, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1243, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1416) recommending that S.C.R. No. 52 be referred to the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 52, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE ACQUISITION OF KAHUKU RANCH BY THE UNITED STATES NATIONAL PARK SERVICE FOR EXPANSION OF THE HAWAII VOLCANOES NATIONAL PARK," was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1417) recommending that S.R. No. 39 be referred to the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 39, entitled: "SENATE RESOLUTION SUPPORTING THE ACQUISITION OF KAHUKU RANCH BY THE UNITED STATES NATIONAL PARK SERVICE FOR EXPANSION OF THE HAWAII VOLCANOES NATIONAL PARK," was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1418) recommending that S.C.R. No. 77, as amended in S.D. 1, be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 77, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON ESTABLISHING AN ENVIRONMENTAL COURT," was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1419) recommending that S.R. No. 56, as amended in S.D. 1, be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 56, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON ESTABLISHING AN ENVIRONMENTAL COURT," was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1420) recommending that S.C.R. No. 86, as amended in S.D. 1, be referred to the Committee on Agriculture.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 86, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING

ESTABLISHMENT OF A TASK FORCE TO EVALUATE THE FEASIBILITY OF IMPLEMENTING PROTECTION OF 'OPEN LANDS' IN THE HAWAII STATE CONSTITUTION," was referred to the Committee on Agriculture.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1421) recommending that S.C.R. No. 87, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 87, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE IDENTIFICATION OF APPROPRIATE SITES FOR TELECOMMUNICATION TOWERS AND ANTENNAE TO PROVIDE OPTIMUM COVERAGE," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1422) recommending that S.R. No. 65, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 65, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE IDENTIFICATION OF APPROPRIATE SITES FOR TELECOMMUNICATION TOWERS AND ANTENNAE TO PROVIDE OPTIMUM COVERAGE," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1423) recommending that S.C.R. No. 124, as amended in S.D. 1, be referred to the Committee on Agriculture.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 124, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF DIRECTORS OF THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO COME UP WITH RECOMMENDATIONS TO MODIFY THE MAKE-UP OF ITS BOARD TO INCLUDE MORE PRIVATE SECTOR PARTICIPATION," was referred to the Committee on Agriculture.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1424) recommending that S.C.R. No. 116 be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 116, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO STUDY COMPENSATION OF LICENSED ATTORNEYS EMPLOYED BY THE STATE OF HAWAII," was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1425) recommending that S.R. No. 86 be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and S.R. No. 86, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO STUDY COMPENSATION OF LICENSED ATTORNEYS EMPLOYED BY THE STATE OF HAWAII," was referred to the Committee on Ways and Means.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1426) recommending that S.C.R. No. 97, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.C.R. No. 97, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROPRIATE FUNDS FOR FORTY PERCENT OF THE COST OF SPECIAL EDUCATION AND RELATED SERVICES FOR CHILDREN WITH DISABILITIES," was referred to the Committee on Ways and Means.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1427) recommending that S.R. No. 73, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.R. No. 73, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROPRIATE FUNDS FOR FORTY PERCENT OF THE COST OF SPECIAL EDUCATION AND RELATED SERVICES FOR CHILDREN WITH DISABILITIES," was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1428) recommending that S.C.R. No. 120 be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 120, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND BOARD OF EDUCATION TO IDENTIFY THE FULL COST OF EDUCATING FEDERALLY CONNECTED CHILDREN WITH DISABILITIES AS ALLOWED BY THE FEDERAL IMPACT AID FORMULAS," was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1429) recommending that S.R. No. 89 be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 89, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND BOARD OF EDUCATION TO IDENTIFY THE FULL COST OF EDUCATING FEDERALLY CONNECTED CHILDREN WITH DISABILITIES AS ALLOWED BY THE FEDERAL IMPACT AID FORMULAS," was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1430) recommending that S.C.R. No. 121 be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 121, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE LICENSING OF PRIVATE TRADE, VOCATIONAL OR TECHNICAL SCHOOLS," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1431) recommending that S.C.R. No. 61 be referred to the Committee on Economic Development and Technology.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 61, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY RELATING TO THE MANAGEMENT OF THE AHUPUA'A 'O KAHANA," was referred to the Committee on Economic Development and Technology.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1432) recommending that S.R. No. 44 be referred to the Committee on Economic Development and Technology.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 44, entitled: "SENATE RESOLUTION REQUESTING A STUDY RELATING TO THE MANAGEMENT OF THE AHUPUA'A 'O KAHANA," was referred to the Committee on Economic Development and Technology.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1433) recommending that S.C.R. No. 85 be referred to the Committee on Water, Land, Energy, and Environment.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 85, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO GATHER PUBLIC INPUT AND RECOMMEND STATUTORY CAVE LAW," was referred to the Committee on Water, Land, Energy, and Environment.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1434) recommending that S.R. No. 63 be referred to the Committee on Water, Land, Energy, and Environment.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 63, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO GATHER PUBLIC INPUT AND RECOMMEND STATUTORY CAVE LAW," was referred to the Committee on Water, Land, Energy, and Environment.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a

report (Stand. Com. Rep. No. 1435) recommending that S.C.R. No. 3 be referred to the Committee on Economic Development and Technology.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 3, entitled: "SENATE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON LAND EXCHANGES," was referred to the Committee on Economic Development and Technology.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1436) recommending that S.C.R. No. 117, as amended in S.D. 1, be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 117, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CHIEF ELECTION OFFICER TO CONVENE AN ELECTIONS PARTICIPATION TASK FORCE TO PROPOSE A PLAN TO INCREASE PARTICIPATION IN ELECTIONS, TARGETING BOTH REGISTERED VOTERS WHO DO NOT VOTE AND ELIGIBLE VOTERS WHO ARE NOT REGISTERED," was referred to the Committee on Judiciary.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1437) recommending that S.C.R. No. 159 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1437 and S.C.R. No. 159, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM OF HAWAII TO STUDY CURRENT PENSION BENEFITS OFFERED TO PUBLIC SECTOR EMPLOYEES AND MAKE RECOMMENDATIONS TO MODIFY SUCH BENEFITS INCLUDING THE ADDITION OF AN ALTERNATIVE DEFINED CONTRIBUTION PENSION PLAN," was deferred until Tuesday, April 10, 2001.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1438) recommending that S.C.R. No. 147, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1438 and S.C.R. No. 147, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS' DISABILITY COMPENSATION DIVISION AND A STUDY OF WHETHER AN INJURED EMPLOYEE'S ACCESS TO MEDICAL CARE IS BEING CURTAILED DUE TO THE PRACTICE OF TYING REIMBURSEMENT RATES TO THE MEDICAL FEE SCHEDULE," was deferred until Tuesday, April 10, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1439) recommending that S.C.R. No. 19 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1439 and S.C.R. No. 19, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO REVIVE ITS PROPOSAL FOR THE REACTIVATION OF THE NO'I O

PUNA RESEARCH CENTER,” was deferred until Tuesday, April 10, 2001.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1440) recommending that S.R. No. 47 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1440 and S.R. No. 47, entitled: “SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROPRIATE FUNDS FOR FORTY PER CENT OF SPECIAL EDUCATION AND RELATED SERVICES FOR CHILDREN WITH DISABILITIES,” was deferred until Tuesday, April 10, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1441) recommending that S.C.R. No. 46 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1441 and S.C.R. No. 46, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE ADMINISTRATIVE SERVICES BRANCH OF THE DEPARTMENT OF EDUCATION,” was deferred until Tuesday, April 10, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1442) recommending that S.R. No. 37 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1442 and S.R. No. 37, entitled: “SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE ADMINISTRATIVE SERVICES BRANCH OF THE DEPARTMENT OF EDUCATION,” was deferred until Tuesday, April 10, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1443) recommending that S.C.R. No. 113 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1443 and S.C.R. No. 113, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FUNDING AND REGULATION OF NEW CENTURY CHARTER SCHOOLS,” was deferred until Tuesday, April 10, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1444) recommending that S.C.R. No. 25, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1444 and S.C.R. No. 25, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO IDENTIFY ALTERNATIVES, INCLUDING HUNTING, TO THE USE OF SNARES, POISONS, AND UNATTENDED TRAPS FOR THE CONTROL OF GAME ANIMAL POPULATIONS,” was deferred until Tuesday, April 10, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1445) recommending that S.C.R. No. 136, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1445 and S.C.R. No. 136, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE

ESTABLISHMENT OF AN EXPERIMENTAL SWORD FISHERY TO ADOPT ALTERNATIVE TURTLE MITIGATION MEASURES AND AVOID ADVERSE ECONOMIC IMPACT,” was deferred until Tuesday, April 10, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1446) recommending that S.C.R. No. 129, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1446 and S.C.R. No. 129, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING A PRELIMINARY ASSESSMENT OF ENERGY SUSTAINABILITY IN HAWAII,” was deferred until Tuesday, April 10, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1447) recommending that S.R. No. 92, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1447 and S.R. No. 92, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING A PRELIMINARY ASSESSMENT OF ENERGY SUSTAINABILITY IN HAWAII,” was deferred until Tuesday, April 10, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1448) recommending that S.R. No. 67 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1448 and S.R. No. 67, entitled: “SENATE RESOLUTION REQUESTING A REPORT ON THE DEVELOPMENT OF THE NORTHWESTERN HAWAIIAN ISLANDS CORAL REEF ECOSYSTEM RESERVE OPERATIONS PLAN AND CLARIFICATION OF THE STATE’S ROLE AND RESPONSIBILITIES,” was deferred until Tuesday, April 10, 2001.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1449) recommending that S.C.R. No. 111, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1449 and S.C.R. No. 111, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING FEDERAL RECOGNITION OF HAWAIIANS AS AN AUTONOMOUS GROUP,” was deferred until Tuesday, April 10, 2001.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1450) recommending that S.R. No. 84, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1450 and S.R. No. 84, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING FEDERAL RECOGNITION OF HAWAIIANS AS AN AUTONOMOUS GROUP,” was deferred until Tuesday, April 10, 2001.

Senator Kawamoto, for the majority of the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1451) recommending that S.C.R. No. 20 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1451 and S.C.R. No. 20, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF

ESTABLISHING AN INTER-ISLAND FERRY SYSTEM BETWEEN ALL OF THE ISLANDS," was deferred until Tuesday, April 10, 2001.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1452) recommending that the Senate advise and consent to the nomination of WAYNE L. CHU to the Board of Trustees, Deferred Compensation Plan, in accordance with Gov. Msg. No. 181.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1452 and Gov. Msg. No. 181 was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1453) recommending that H.B. No. 152, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1453 and H.B. No. 152, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1454) recommending that H.B. No. 628, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1454 and H.B. No. 628, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1455) recommending that H.B. No. 862, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1455 and H.B. No. 862, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF SOCIAL WORKER POSITIONS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1456) recommending that H.B. No. 160, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1456 and H.B. No. 160, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FRAUDULENT CLAIMS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1457) recommending that H.B. No. 336, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1457 and H.B. No. 336, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNT CONTRIBUTION TAX CREDIT," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1458) recommending that H.B. No. 1234, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1458 and H.B. No. 1234, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO QUEST," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1459) recommending that H.B. No. 666, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1459 and H.B. No. 666, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL WASTEWATER SYSTEMS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1460) recommending that H.B. No. 1339, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1460 and H.B. No. 1339, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1461) recommending that H.B. No. 1041, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1461 and H.B. No. 1041, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHER COMPENSATION," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1462) recommending that H.B. No. 1156, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1462 and H.B. No. 1156, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1463) recommending that H.B. No. 1586, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1463 and H.B. No. 1586, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1464) recommending that H.B. No. 77, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1464 and H.B. No. 77, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1465) recommending that H.B. No. 429, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1465 and H.B. No. 429, S.D. 1, entitled: "A BILL FOR AN ACT

MAKING AN APPROPRIATION FOR BLINDNESS SKILL TRAINING," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1466) recommending that H.B. No. 461, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1466 and H.B. No. 461, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PARKING PERMIT PROGRAM FOR PERSONS WITH DISABILITIES," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1467) recommending that H.B. No. 462, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1467 and H.B. No. 462, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1468) recommending that H.B. No. 962, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1468 and H.B. No. 962, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A SENTENCING SIMULATION MODEL," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1469) recommending that H.B. No. 503, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1469 and H.B. No. 503, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE LEASES," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1470) recommending that H.B. No. 533, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1470 and H.B. No. 533, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1471) recommending that H.B. No. 620, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1471 and H.B. No. 620, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1472) recommending that H.B. No. 860, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1472 and H.B. No. 860, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1473) recommending that H.B. No. 731, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1473 and H.B. No. 731, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1474) recommending that H.B. No. 1056, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1474 and H.B. No. 1056, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," was deferred until Tuesday, April 10, 2001.

ORDER OF THE DAY

REFERRAL OF HOUSE CONCURRENT RESOLUTION

MATTER DEFERRED FROM THURSDAY, APRIL 5, 2001

The President made the following committee assignment of a House concurrent resolution that was received on Thursday, April 5, 2001:

House Concurrent Resolution	Referred to:
No. 56	Committee on Water, Land, Energy, and Environment

ADVISE AND CONSENT

Stand. Com. Rep. No. 1336 (Gov. Msg. No. 154):

Senator Menor moved that Stand. Com. Rep. No. 1336 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of JOY B.Y. SHIMABUKU to the State Board of Barbering and Cosmetology, term to expire June 30, 2004, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Taniguchi).

Stand. Com. Rep. No. 1337 (Gov. Msg. No. 160):

Senator Menor moved that Stand. Com. Rep. No. 1337 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of GLENN Y. TANGO to the Board of Electricians and Plumbers, terms to expire June 30, 2001, and June 30, 2005, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Taniguchi).

Stand. Com. Rep. No. 1338 (Gov. Msg. No. 167):

Senator Menor moved that Stand. Com. Rep. No. 1338 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Board of Directors, Housing and Community Development Corporation of Hawai'i of the following:

AIPOPO AIPOPO JR., term to expire June 30, 2002; and

KURT H. MITCHELL, term to expire June 30, 2005,

seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Taniguchi).

Stand. Com. Rep. No. 1339 (Gov. Msg. No. 171):

Senator Menor moved that Stand. Com. Rep. No. 1339 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of RICHARD W. CARMICHAEL, R.N., to the State Board of Nursing, term to expire June 30, 2003, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Taniguchi).

RE-REFERRAL OF SENATE CONCURRENT RESOLUTION

The Chair re-referred the following concurrent resolution that was offered:

Senate Concurrent Resolution	Referred to:
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No. 76	Jointly to the Committee on Hawaiian Affairs and the Committee on Education
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RE-REFERRAL OF SENATE RESOLUTION

The Chair re-referred the following resolution that was offered:

Senate Resolution	Referred to:
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No. 54	Jointly to the Committee on Hawaiian Affairs and the Committee on Education
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At 12:26 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 o'clock p.m.

Senator Hemmings rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, on behalf of your Minority Caucus, we'd like to thank the Majority Party for recognizing the need to make the worksheets in the Senate Ways and Means Committee public. We understand there's a possibility, in order to make them more accessible for us to step into the technological era, of putting them on the Internet. Hopefully, this step will be taken.

"On another subject, Mr. President, I'm rising to defend this Senate, to defend the Ways and Means Committee, and most importantly, to defend my colleague from Manoa, the Chairman of the Ways and Means Committee, for doing something I thought everybody in this community wanted done. We got sent a budget from the House of Representatives and from the Governor of the State of Hawaii that had zero funds in it for paying collective bargaining obligations that we all know are going to happen. It was an irresponsible move on the part of the Governor.

"We got sent, from the House of Representatives, a budget with zero funding for collective bargaining. Once again, when, how, and where would we pay for what we know is coming? Obviously, we had to get our sharpened pencils out and make the adjustments to build into the process the necessary funds to accommodate this dire need. That's exactly what the Chairman of the Senate Ways and Means Committee did with the help of his Committee members and his able staff.

"I find it incredulous that one of the newspapers, the Honolulu Advertiser, had an editorial on March 15, three short weeks ago, that said things like, 'teachers deserve substantial pay raise'; headline, 'Hawaii teachers are underpaid and the state's offer falls short not only for decent wage but for fulfilling the public policy needed to make a commitment to the teaching process.' The editorial goes on and on and on saying how the responsible thing to do is to accommodate giving the teachers a fair pay raise. It says things like, 'It is unfair to blame the state's fiscal bind on the teachers. Their need is not relative to other budget considerations, but absolute.' Sounds like a pretty absolute statement on the part of the editors of the Advertiser. The editorial ends with, 'all our teachers are essential and their time has come.'

"I was quite stunned this morning when I read the newspaper and find that the editors of the Advertiser are taking us and, most especially, the good Senator from Manoa to task for doing just what they asked for. We didn't put into the budget any specific collective bargaining amounts. We didn't even designate where money could go. We just said we're being prudent and wise by putting aside money that we know we're going to have to spend to accommodate a future need. That's good planning.

"What's irresponsible, and what the editors of the Advertiser should be editorializing against, is NOT doing it! And for them to come out this morning with these statements, the issue isn't how much we value our teachers, but how much we can afford to pay them. They close by saying, 'but,' and it's a big but, I might agree, 'it may backfire by extending rather than resolving a labor dispute that has brought our public education system to a stand still.'

"Mr. President, it's time that we do what the taxpayers of this State asked us to do – to put together a realistic budget that I think can be conservative and accommodate priorities. It is a priority that we're going to have to pay adequate pay raises through the collective bargaining process, and I'm proud of the

good Senator from Manoa and the Senate Ways and Means Committee for putting the money aside to start us down that road so we can resolve this thing, rather than have our teachers out on the picket line and have our State at a standstill.

"Thank you, Mr. President."

Senator Nakata rose on a point of personal privilege as follows:

"Mr. President, I rise on a point of personal privilege.

"I would like to second at least some of the comments of my colleague from Kailua and Waimanalo. Yes, I think we need to put a bipartisan spin on this. I think my colleague from Manoa might be a little embarrassed if only the other party supported him. (Laughter.)

"I would also like to voice my strong support for the action of the Ways and Means Chair and the Ways and Means Committee. I think it makes a strong statement that the Senate does care strongly about education and the future economy of this State.

"So again, thank you and congratulations."

Senator Hogue rose on a point of personal privilege and said:

"Mr. President, I also rise on a point of personal privilege.

"I know that these are trying times before all of us and we have a lot of matters of concern. There was a little episode yesterday at a hearing that I believe merits further attention, at least looking at and awareness of. This was a matter of the resolution of bringing the possibility of a study for gaming into the State of Hawaii.

"When we entered the hearing there, we noticed that there were a number of senior citizens in T-shirts. All of these senior citizens had come in and they were wearing T-shirts that said 'Gaming for Education.' And there were a number of them there. I thought, well, this is interesting, a real show of support for this very interesting study there.

"Well, about a half-hour into the hearing, suddenly some of them got up to leave, then there was a wave of exit, as a matter of fact, as they all left in mass. And I thought perhaps that the bus had come. I wasn't sure why they all had to leave. Well, I found out just a few moments later that in fact they were there under false pretenses. They had all been brought in from a senior citizen's home and told that they were coming to the Capitol for the teachers, for education. No one told them they were there for a measure on gambling.

"This was very, very underhanded. In fact, Mr. President, this was downright dirty. And if the proponents of this particular resolution stoop to these kinds of tactics, I don't think that the measure deserves going forward. I just don't think that we should have these kinds of things going on in our State Capitol.

"Thank you."

STANDING COMMITTEE REPORTS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Senate authorized the adoption of standing committee reports recommending that House bills pass Second Reading and be placed on the calendar for Third Reading and that Senate concurrent resolutions and Senate resolutions be referred to committees. The Clerk was

further authorized to receive standing committee reports recommending that House bills be placed on the calendar for Third Reading. In consequence thereof, and subsequent to its recessing at 12:35 o'clock p.m., the Senate took the following actions on the following House bills, resolutions, and standing committee reports:

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1475) recommending that S.C.R. No. 156, as amended in S.D. 1, be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 156, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE ECONOMIC VIABILITY OF RELOCATING THE OAHU COMMUNITY CORRECTIONAL CENTER," was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1476) recommending that S.C.R. No. 90, as amended in S.D. 1, be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 90, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO IMPROVE THE EFFICIENCY OF LAW ENFORCEMENT AND PUBLIC SAFETY AGENCIES," was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1477) recommending that S.R. No. 68, as amended in S.D. 1, be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 68, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING A TASK FORCE TO IMPROVE THE EFFICIENCY OF LAW ENFORCEMENT AND PUBLIC SAFETY AGENCIES," was referred to the Committee on Judiciary.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1478) recommending that S.C.R. No. 122, as amended in S.D. 1, be referred to the Committee on Water, Land, Energy, and Environment.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 122, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CALLING FOR THE MINIMIZATION OF RISKS ASSOCIATED WITH PESTS AND THEIR CONTROL IN THE STATE OF HAWAII THROUGH THE VOLUNTARY IMPLEMENTATION OF INTEGRATED PEST MANAGEMENT PROGRAMS BY STATE AGENCIES," was referred to the Committee on Water, Land, Energy, and Environment.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1479) recommending that S.R. No. 103, as amended in S.D. 1, be referred to the Committee on Water, Land, Energy, and Environment.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 103, S.D. 1, entitled: "SENATE RESOLUTION CALLING FOR THE MINIMIZATION OF RISKS ASSOCIATED WITH PESTS AND THEIR CONTROL IN THE STATE OF HAWAII THROUGH THE VOLUNTARY IMPLEMENTATION OF INTEGRATED PEST MANAGEMENT PROGRAMS BY STATE AGENCIES," was referred to the Committee on Water, Land, Energy, and Environment.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1480) recommending that H.B. No. 23, H.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1480 and H.B. No. 23, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DECEPTIVE TRADE PRACTICES FOR TIME SHARE PLANS," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1481) recommending that H.B. No. 123, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1481 and H.B. No. 123, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPEEDING," was deferred until Tuesday, April 10, 2001.

Senator Kanno for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1482) recommending that H.B. No. 382, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1482 and H.B. No. 382, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICE," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1483) recommending that H.B. No. 634 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1483 and H.B. No. 634, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE RECOVERY," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1484) recommending that H.B. No. 662, H.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1484 and H.B. No. 662, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PENALTIES," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1485) recommending that H.B. No. 998, H.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 998, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1486) recommending that H.B. No. 868, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1486 and H.B. No. 868, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," was deferred until Tuesday, April 10, 2001.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1487) recommending that H.B. No. 1679, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1487 and H.B. No. 1679, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DILLINGHAM AIRFIELD," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1488) recommending that H.B. No. 16, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1488 and H.B. No. 16, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1489) recommending that H.B. No. 17, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1489 and H.B. No. 17, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE PROJECTS," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1490) recommending that H.B. No. 1552, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1490 and H.B. No. 1552, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1491) recommending that H.B. No. 118, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1491 and H.B. No. 118, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1492) recommending that H.B. No. 588, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1492 and H.B. No. 588, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1493) recommending that H.B. No. 644, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1493 and H.B. No. 644, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1494) recommending that H.B. No. 646, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1494 and H.B. No. 646, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1495) recommending that H.B. No. 654, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1495 and H.B. No. 654, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1496) recommending that H.B. No. 761, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1496 and H.B. No. 761, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNACCREDITED DEGREE GRANTING INSTITUTIONS," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1497) recommending that H.B. No. 539, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1497 and H.B. No. 539, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was deferred until Tuesday, April 10, 2001.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1498) recommending that H.B. No. 201, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1498 and H.B. No. 201, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION ACT," was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1499) recommending that H.B. No. 603, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 603, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY PARTNERSHIPS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1500) recommending that H.B. No. 599, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 599, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1501) recommending that H.B. No. 204, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 204, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1502) recommending that H.B. No. 590, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 590, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1503) recommending that H.B. No. 598, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 598, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTIONS FOR DEPOSITORY INSTITUTION SALES OF INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1504) recommending that H.B. No. 896, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 896, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REVISED UNIFORM

COMMERCIAL CODE ARTICLE 9 – SECURED TRANSACTIONS,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1505) recommending that H.B. No. 1134, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1134, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1506) recommending that H.B. No. 1231, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1231, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONDOMINIUMS,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senators Kanno and Taniguchi, for the Committee on Judiciary and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 1507) recommending that H.B. No. 514, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1507 and H.B. No. 514, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DEPUTY ATTORNEYS GENERAL,” was deferred until Tuesday, April 10, 2001.

Senators Kanno and Taniguchi, for the Committee on Judiciary and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 1508) recommending that H.B. No. 524, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1508 and H.B. No. 524, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COMPUTER CRIME,” was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1509) recommending that H.B. No. 538, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1509 and H.B. No. 538, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT,” was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1510) recommending that H.B. No. 650, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1510 and H.B. No. 650, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ADVANCE DIRECTIVES FOR PSYCHIATRIC CARE,” was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1511) recommending that H.B. No. 691, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1511 and H.B. No. 691, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM,” was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1512) recommending that H.B. No. 1587 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1512 and H.B. No. 1587, entitled: “A BILL FOR AN ACT RELATING TO ACQUISITION OF HOSPITALS,” was deferred until Tuesday, April 10, 2001.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1513) recommending that H.B. No. 602, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 602, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1514) recommending that H.B. No. 451, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 451, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LIABILITY,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1515) recommending that H.B. No. 978, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 978, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PENAL CODE,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1516) recommending that H.B. No. 1003, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1003, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PENAL CODE,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1517) recommending that H.B. No. 1004, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1517 and H.B. No. 1004, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1518) recommending that H.B. No. 1115, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1115, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ADMISSIBILITY OF PAID BILLS IN COURT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1519) recommending that H.B. No. 1255, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1255, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1520) recommending that H.B. No. 1089, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1520 and H.B. No. 1089, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1521) recommending that H.B. No. 175, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1521 and H.B. No. 175, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1522) recommending that H.B. No. 469, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1522 and H.B. No. 469, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL PERSONNEL," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1523) recommending that H.B. No. 733, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1523 and H.B. No. 733, H.D. 2, S.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1524) recommending that H.B. No. 840, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1524 and H.B. No. 840, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1525) recommending that H.B. No. 1216, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1525 and H.B. No. 1216, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KOREAN CENTENNIAL CELEBRATION COMMISSION," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1526) recommending that H.B. No. 1391, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1526 and H.B. No. 1391, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ARTS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1527) recommending that H.B. No. 1561, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1527 and H.B. No. 1561, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1528) recommending that H.B. No. 786, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1528 and H.B. No. 786, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1529) recommending that H.B. No. 1233, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1529 and H.B. No. 1233, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH SERVICES," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1530) recommending that H.B. No. 161, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1530 and H.B. No. 161, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1531) recommending that H.B. No. 171, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1531 and H.B. No. 171, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1532) recommending that H.B. No. 432, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1532 and H.B. No. 432, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MILLENNIUM WORKFORCE DEVELOPMENT PROGRAM," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1533) recommending that H.B. No. 562, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1533 and H.B. No. 562, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1534) recommending that H.B. No. 269, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1534 and H.B. No. 269, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1535) recommending that H.B. No. 695, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1535 and H.B. No. 695, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISPLACED LESSEES," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1536) recommending that H.B. No. 1273, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1536 and H.B. No. 1273, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1537) recommending that H.B. No. 1309, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1537 and H.B. No. 1309, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1538) recommending that H.B. No. 925, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1538 and H.B. No. 925, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOANS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1539) recommending that H.B. No. 1662, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1539 and H.B. No. 1662, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1540) recommending that H.B. No. 614, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1540 and H.B. No. 614, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1541) recommending that H.B. No. 1411 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1541 and H.B. No. 1411, entitled: "A BILL FOR AN ACT RELATING TO SECONDARY MARKET SERVICES CORP.—HAWAII," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1542) recommending that H.B. No. 87, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1542 and H.B. No. 87, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SUPPORT CENTERS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1543) recommending that H.B. No. 632, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1543 and H.B. No. 632, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1544) recommending that H.B. No. 168, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1544 and H.B. No. 168, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1545) recommending that H.B. No. 513, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1545 and H.B. No. 513, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1546) recommending that H.B. No. 143, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1546 and H.B. No. 143, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1547) recommending that H.B. No. 216, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1547 and H.B. No. 216, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1548) recommending that H.B. No. 1138, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1548 and H.B. No. 1138, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBMISSION OF REPORTS TO THE LEGISLATURE," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1549) recommending that H.B. No. 1686, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1549 and H.B. No. 1686, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS FOR INTER-ISLAND MARITIME TRANSPORTATION," was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1550) recommending that H.B. No. 1256, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1550 and H.B. No. 1256, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1551) recommending that H.B. No. 135, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1551 and H.B. No. 135, H.D. 2, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO CHILD PASSENGER SAFETY," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1552) recommending that H.B. No. 1016 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1552 and H.B. No. 1016, entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERS OF THE BOARD OF EDUCATION," was deferred until Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1553) recommending that H.B. No. 526, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 526, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kanno, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1554) recommending that H.B. No. 771, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 771, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1555) recommending that H.B. No. 1211, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 1211, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1556) recommending that H.B. No. 424, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 424, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAX," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1557) recommending that H.B. No. 1245, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 1245, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE

STATE BUDGET,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1558) recommending that H.B. No. 407, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1558 and H.B. No. 407, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1559) recommending that H.B. No. 1685, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1559 and H.B. No. 1685, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was deferred until Tuesday, April 10, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1560) recommending that H.B. No. 554, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1560 and H.B. No. 554, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” was deferred until Tuesday, April 10, 2001.

Senators Tam and Menor, for the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 1561) recommending that H.B. No. 697 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 697, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TELECOMMUNICATIONS AND INFORMATION INDUSTRIES ACT,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1562) recommending that H.B. No. 815, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 815, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GASOLINE DEALERS,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1563) recommending that H.B. No. 173, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1563 and H.B. No. 173, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES,” was deferred until Tuesday, April 10, 2001.

Senators Menor and Taniguchi, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 1564) recommending that H.B. No. 1282, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1564 and H.B. No. 1282, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION TAX CREDITS,” was deferred until Tuesday, April 10, 2001.

Senators Menor and Kanno, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, presented a joint report (Stand. Com. Rep. No. 1565) recommending that H.B. No. 202, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1565 and H.B. No. 202, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,” was deferred until Tuesday, April 10, 2001.

Senators Menor, Kawamoto and Taniguchi, for the Committee on Commerce, Consumer Protection and Housing, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 1566) recommending that H.B. No. 638, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1566 and H.B. No. 638, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE,” was deferred until Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1567) recommending that H.B. No. 945, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1567 and H.B. No. 945, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SOCIAL WORK,” was deferred until Tuesday, April 10, 2001.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1568) recommending that H.B. No. 271, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1568 and H.B. No. 271, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY,” was deferred until Tuesday, April 10, 2001.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1569) recommending that H.B. No. 595, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 595, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep.

No. 1570) recommending that H.B. No. 223, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1570 and H.B. No. 223, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY," was deferred until Tuesday, April 10, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1571) recommending that S.C.R. No. 151, as amended in S.D. 1, be referred to the Committee on Education.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 151, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE DEPARTMENTS OF HEALTH, AGRICULTURE, AND EDUCATION, AND THE HAWAII SCHOOL FOOD SERVICE TO DEVELOP NUTRITIONALLY SOUND MENU PLANS THAT WILL PROVIDE ALTERNATE VEGETARIAN SCHOOL LUNCHEES AND REQUESTING REMOVAL OF SODA FROM SOFTDRINK VENDING MACHINES ON PUBLIC SCHOOL CAMPUSES," was referred to the Committee on Education.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1572) recommending that S.C.R. No. 141, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 141, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DIVISION OF CONSUMER ADVOCACY TO DEVELOP AND ADOPT A STANDARD FORM OF POWER PURCHASE CONTRACT FOR THE SALE OF ELECTRICITY TO THE PUBLIC UTILITIES FROM NONFOSSIL FUEL PRODUCERS UTILIZING RENEWABLE ENERGY RESOURCES," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1573) recommending that S.C.R. No. 138 be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 138, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES GOVERNMENT AND THE UNITED NATIONS TO REVIEW THE ACTIONS TAKEN IN 1959 RELEVANT TO HAWAII'S STATEHOOD," was referred to the Committee on Judiciary.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1574) recommending that S.R. No. 98 be referred to the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 98, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES GOVERNMENT AND THE UNITED NATIONS TO REVIEW THE ACTIONS TAKEN IN 1959 RELEVANT TO HAWAII'S STATEHOOD," was referred to the Committee on Judiciary.

ADJOURNMENT

At 10:00 o'clock p.m., the Senate adjourned until 9:30 o'clock a.m., Tuesday, April 10, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-EIGHTH DAY

Tuesday, April 10, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 9:44 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Deacon Lauren Wong, St. John Vianney Church, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Forty-Seventh Day.

At this time, the following introductions were made to the members of the Senate:

Senator Tam introduced George C.K. Young, the United Chinese Society's Model Chinese Father of the Year 2000; Susan L. Foo, Model Chinese Mother of the Year 2000; and Yun Soong Chock Jim, Model Chinese Citizen of the Year 2000.

Senator Hemmings, on behalf of President Bunda, introduced and welcomed the Honorable Jim Costa, Senator of the 16th Senatorial District of the State of California.

Senator Hanabusa then introduced Corina Eckl, the National Conference of State Legislatures' liaison to the Hawaii State Legislature.

Senator Kanno congratulated the students, teachers, families, and parishioners of Our Lady of Perpetual Help School for their extraordinary achievement and national recognition for the publication of their book, "God's Photo Album," and introduced the following individuals: Shelly Mecum, fourth grade teacher; Dennis Sakaki, principal; and students Eric Acierto, Iris Saragina, Kylie Kanui, Joy Agra'an and Sherri-Ann Carganilla.

At 10:07 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:15 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 273 and 274) were read by the Clerk and were placed on file:

Gov. Msg. No. 273, advising the Senate of the withdrawal of the nomination of TRINIDAD RAVAL to the Board of Taxation Review, Fourth Taxation District (Kauai), under Gov. Msg. No. 239, dated April 5, 2001.

In compliance with Gov. Msg. No. 273, the nomination listed under Gov. Msg. No. 239 was returned.

Gov. Msg. No. 274, informing the Senate that on April 6, 2001, he signed the following bills into law:

House Bill No. 587 as Act 4, entitled: "RELATING TO MORTGAGE BROKER LICENSING";

House Bill No. 1001 as Act 5, entitled: "RELATING TO GARNISHMENT";

House Bill No. 1176 as Act 6, entitled: "RELATING TO INSPECTIONS BY THE COUNTY FIRE CHIEF OR THE CHIEF'S DESIGNEES";

House Bill No. 1547 as Act 7, entitled: "RELATING TO TOWING"; and

Senate Bill No. 1135 as Act 8, entitled: "RELATING TO HAZARDOUS WASTE."

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 378 to 380) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 378, transmitting H.C.R. No. 23, H.D. 1, which was adopted by the House of Representatives on April 6, 2001, was placed on file.

By unanimous consent, H.C.R. No. 23, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING FEDERAL SUPPORT OF HAWAIIAN SELF-GOVERNANCE," was referred to the Committee on Hawaiian Affairs.

Hse. Com. No. 379, transmitting H.C.R. No. 64, H.D. 1, which was adopted by the House of Representatives on April 6, 2001, was placed on file.

By unanimous consent, H.C.R. No. 64, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO ENACT STRONGER ENERGY POLICIES THAT WILL IMPROVE ENERGY EFFICIENCY, DEVELOP AND ENCOURAGE RENEWABLE ENERGY, REDUCE GASOLINE CONSUMPTION FOR TRANSPORTATION, AND SWITCH FROM FOSSIL FUELS TO ALTERNATIVE FUELS," was referred to the Committee on Water, Land, Energy, and Environment.

Hse. Com. No. 380, transmitting H.C.R. No. 125, which was adopted by the House of Representatives on April 6, 2001, was placed on file.

By unanimous consent, H.C.R. No. 125, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING PROJECT KA HALE PONO'S PETITION TO THE DEPARTMENT OF HAWAIIAN HOME LANDS FOR A PARCEL OF LAND TO BUILD A YOUTH CENTER," was referred to the Committee on Hawaiian Affairs.

STANDING COMMITTEE REPORTS

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1575) recommending that the Senate advise and consent to the nomination of DAVIS YOGI as the Director of Human Resources Development, in accordance with Gov. Msg. No. 114.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1575 and Gov. Msg. No. 114 was deferred until Thursday, April 12, 2001.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1576) recommending that S.C.R. No. 42 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1576 and S.C.R. No. 42, entitled: "SENATE CONCURRENT RESOLUTION STRONGLY URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO LEAD THE NATION AND IMMEDIATELY ADDRESS THE PROBLEM OF HIGH COST OF PRESCRIPTION DRUGS FOR ALL AMERICANS," was deferred until Thursday, April 12, 2001.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1577) recommending that S.R. No. 33 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1577 and S.R. No. 33, entitled: "SENATE RESOLUTION STRONGLY URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO LEAD THE NATION AND IMMEDIATELY ADDRESS THE PROBLEM OF HIGH COST OF PRESCRIPTION DRUGS FOR ALL AMERICANS," was deferred until Thursday, April 12, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1578) recommending that S.C.R. No. 15 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1578 and S.C.R. No. 15, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENTS OF HUMAN SERVICES, HEALTH, AND LABOR AND INDUSTRIAL RELATIONS TO EXAMINE TRANSITIONAL LIVING PROGRAMS FOR YOUTHS IN FOSTER CARE," was deferred until Thursday, April 12, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1579) recommending that S.R. No. 12 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1579 and S.R. No. 12, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENTS OF HUMAN SERVICES, HEALTH, AND LABOR AND INDUSTRIAL RELATIONS TO EXAMINE TRANSITIONAL LIVING PROGRAMS FOR YOUTHS IN FOSTER CARE," was deferred until Thursday, April 12, 2001.

Senators Matsuura and Sakamoto, for the Committee on Health and Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1580) recommending that S.C.R. No. 92, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1580 and S.C.R. No. 92, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION THE DEPARTMENT OF HEALTH AND DEPARTMENT OF EDUCATION ARE REQUESTED TO JOINTLY RESEARCH AND EXAMINE NON-MEDICATION ALTERNATIVES TO DEALING WITH CHILDREN WHO HAVE DIFFICULTY PAYING ATTENTION, HAVE DIFFICULTY LEARNING, AND DISPLAY HYPERACTIVE BEHAVIOR, INCLUDING REALLOCATION OF RESOURCES TO NON-MEDICATION PROGRAMS OF SOCIAL, RECREATIONAL, EDUCATIONAL, ATHLETIC, ARTISTIC, AND CULTURAL ACTIVITIES," was deferred until Thursday, April 12, 2001.

Senators Matsuura and Sakamoto, for the Committee on Health and Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1581)

recommending that S.R. No. 70, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1581 and S.R. No. 70, S.D. 1, entitled: "SENATE RESOLUTION THE DEPARTMENT OF HEALTH AND DEPARTMENT OF EDUCATION ARE REQUESTED TO JOINTLY RESEARCH AND EXAMINE NON-MEDICATION ALTERNATIVES TO DEALING WITH CHILDREN WHO HAVE DIFFICULTY PAYING ATTENTION, HAVE DIFFICULTY LEARNING, AND DISPLAY HYPERACTIVE BEHAVIOR, INCLUDING REALLOCATION OF RESOURCES TO NON-MEDICATION PROGRAMS OF SOCIAL, RECREATIONAL, EDUCATIONAL, ATHLETIC, ARTISTIC, AND CULTURAL ACTIVITIES," was deferred until Thursday, April 12, 2001.

Senators Matsuura and Chun, for the Committee on Health and Human Services and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1582) recommending that S.C.R. No. 100, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1582 and S.C.R. No. 100, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING PROJECT KA HALE PONO'S PETITION TO THE DEPARTMENT OF HAWAIIAN HOME LANDS FOR A PARCEL OF LAND TO BUILD A YOUTH CENTER," was deferred until Thursday, April 12, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1583) recommending that S.C.R. No. 107 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1583 and S.C.R. No. 107, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO DEVELOP A HEALTH POLICY GUIDEBOOK," was deferred until Thursday, April 12, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1584) recommending that S.R. No. 80 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1584 and S.R. No. 80, entitled: "SENATE RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO DEVELOP A HEALTH POLICY GUIDEBOOK," was deferred until Thursday, April 12, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1585) recommending that S.C.R. No. 149 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1585 and S.C.R. No. 149, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED NATIONS TO CONSIDER THE ESTABLISHMENT OF A CENTER FOR THE HEALTH, WELFARE, AND RIGHTS OF CHILDREN AND YOUTH IN HAWAII AND REQUESTING SUPPORT FOR THE CENTER FROM THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES," was deferred until Thursday, April 12, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1586) recommending that S.R. No. 64 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1586 and S.R. No. 64, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNMENT AGENCIES TO INVITE FAITH-BASED ORGANIZATIONS TO PROVIDE SERVICES TO THE YOUTHS OF HAWAII," was deferred until Thursday, April 12, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1587) recommending that S.C.R. No. 153 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1587 and S.C.R. No. 153, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE COLLABORATIVE EFFORTS AND THE PARTNERING INITIATIVES BETWEEN THE HAWAII HEALTH SYSTEMS CORPORATION AND THE VETERANS ADMINISTRATION IN HAWAII TO IMPROVE UPON THE QUALITY, DIVERSITY, AND ACCESSIBILITY OF HEALTHCARE ON THE NEIGHBOR ISLANDS," was deferred until Thursday, April 12, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1588) recommending that S.R. No. 45, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1588 and S.R. No. 45, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING POLICIES FOR CAPITOL TELEVISION CABLECASTS OF SENATE PROCEEDINGS," was deferred until Thursday, April 12, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1589) recommending that S.C.R. No. 89 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1589 and S.C.R. No. 89, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE DEVELOPMENT OF THE NORTHWESTERN HAWAIIAN ISLANDS CORAL REEF ECOSYSTEM RESERVE OPERATIONS PLAN AND CLARIFICATION OF THE STATE'S ROLE AND RESPONSIBILITIES," was deferred until Thursday, April 12, 2001.

Senators Inouye and Chun, for the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1590) recommending that S.C.R. No. 139, as amended in S.D. 1, be referred to the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.C.R. No. 139, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION OF THE IMPACTS OF INCREASED PUBLIC ACCESS ON KA'AWALOA AND KEALAKEKUA BAY, ISLAND OF HAWAII," was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Senators Inouye and Chun, for the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1591) recommending that S.R. No. 99, as amended in S.D. 1, be referred to the Committee on Transportation, Military Affairs, and Government Operations.

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.R. No. 99, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN INVESTIGATION OF THE IMPACTS OF INCREASED PUBLIC ACCESS ON KA'AWALOA AND KEALAKEKUA BAY, ISLAND OF HAWAII," was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Senators Inouye and Chun, for the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1592) recommending that S.R. No. 97, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1592 and S.R. No. 97, S.D. 1, entitled: "SENATE RESOLUTION SUPPORTING THE FUTURE PRESERVATION OF MAHA'ULEPU," was deferred until Thursday, April 12, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1593) recommending that S.C.R. No. 34, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1593 and S.C.R. No. 34, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO KEEP THE WAIMANO HOME CRISIS SHELTER OPEN AND OPERATING UNTIL AN ADEQUATE PUBLIC OR PRIVATE FACILITY IS ABLE TO OFFER THE SAME SERVICES," was deferred until Thursday, April 12, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1594) recommending that S.R. No. 28, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1594 and S.R. No. 28, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO KEEP THE WAIMANO HOME CRISIS SHELTER OPEN AND OPERATING UNTIL AN ADEQUATE PUBLIC OR PRIVATE FACILITY IS ABLE TO OFFER THE SAME SERVICES," was deferred until Thursday, April 12, 2001.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, APRIL 6, 2001

Stand. Com. Rep. No. 1437 (S.C.R. No. 159):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 159, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM OF HAWAII TO STUDY CURRENT PENSION BENEFITS OFFERED TO PUBLIC SECTOR EMPLOYEES AND MAKE RECOMMENDATIONS TO MODIFY SUCH BENEFITS INCLUDING THE ADDITION OF AN ALTERNATIVE DEFINED CONTRIBUTION PENSION PLAN," was adopted.

Stand. Com. Rep. No. 1438 (S.C.R. No. 147, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was

adopted and S.C.R. No. 147, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS' DISABILITY COMPENSATION DIVISION AND A STUDY OF WHETHER AN INJURED EMPLOYEE'S ACCESS TO MEDICAL CARE IS BEING CURTAILED DUE TO THE PRACTICE OF TYING REIMBURSEMENT RATES TO THE MEDICAL FEE SCHEDULE," was adopted.

Stand. Com. Rep. No. 1439 (S.C.R. No. 19):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 19, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO REVIVE ITS PROPOSAL FOR THE REACTIVATION OF THE NOFI O PUNA RESEARCH CENTER," was adopted.

Stand. Com. Rep. No. 1440 (S.R. No. 47):

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.R. No. 47, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROPRIATE FUNDS FOR FORTY PER CENT OF SPECIAL EDUCATION AND RELATED SERVICES FOR CHILDREN WITH DISABILITIES," was adopted.

Stand. Com. Rep. No. 1441 (S.C.R. No. 46):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 46, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE ADMINISTRATIVE SERVICES BRANCH OF THE DEPARTMENT OF EDUCATION," was adopted.

Stand. Com. Rep. No. 1442 (S.R. No. 37):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 37, entitled: "SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE ADMINISTRATIVE SERVICES BRANCH OF THE DEPARTMENT OF EDUCATION," was adopted.

Stand. Com. Rep. No. 1443 (S.C.R. No. 113):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 113, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FUNDING AND REGULATION OF NEW CENTURY CHARTER SCHOOLS," was adopted.

Stand. Com. Rep. No. 1444 (S.C.R. No. 25, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 25, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO IDENTIFY ALTERNATIVES, INCLUDING HUNTING, TO THE USE OF SNARES, POISONS, AND UNATTENDED TRAPS FOR THE CONTROL OF GAME ANIMAL POPULATIONS," was adopted.

Stand. Com. Rep. No. 1445 (S.C.R. No. 136, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 136, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF AN EXPERIMENTAL SWORD FISHERY TO ADOPT ALTERNATIVE TURTLE MITIGATION MEASURES AND AVOID ADVERSE ECONOMIC IMPACT," was adopted.

Stand. Com. Rep. No. 1446 (S.C.R. No. 129, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 129, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A PRELIMINARY ASSESSMENT OF ENERGY SUSTAINABILITY IN HAWAII," was adopted.

Stand. Com. Rep. No. 1447 (S.R. No. 92, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 92, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A PRELIMINARY ASSESSMENT OF ENERGY SUSTAINABILITY IN HAWAII," was adopted.

Stand. Com. Rep. No. 1448 (S.R. No. 67):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 67, entitled: "SENATE RESOLUTION REQUESTING A REPORT ON THE DEVELOPMENT OF THE NORTHWESTERN HAWAIIAN ISLANDS CORAL REEF ECOSYSTEM RESERVE OPERATIONS PLAN AND CLARIFICATION OF THE STATE'S ROLE AND RESPONSIBILITIES," was adopted.

Stand. Com. Rep. No. 1449 (S.C.R. No. 111, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 111, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING FEDERAL RECOGNITION OF HAWAIIANS AS AN AUTONOMOUS GROUP," was adopted.

Stand. Com. Rep. No. 1450 (S.R. No. 84, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 84, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING FEDERAL RECOGNITION OF HAWAIIANS AS AN AUTONOMOUS GROUP," was adopted.

Stand. Com. Rep. No. 1451 (S.C.R. No. 20):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 20, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF ESTABLISHING AN INTER-ISLAND FERRY SYSTEM BETWEEN ALL OF THE ISLANDS," was adopted.

ADVISE AND CONSENT

Stand. Com. Rep. No. 1452 (Gov. Msg. No. 181):

Senator Nakata moved that Stand. Com. Rep. No. 1452 be received and placed on file, seconded by Senator Ihara and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of WAYNE L. CHU to the Board of Trustees, Deferred Compensation Plan, term to expire June 30, 2005, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

Stand. Com. Rep. No. 1405 (H.B. No. 830, H.D. 2, S.D. 1):

Senator Kawamoto moved that Stand. Com. Rep. No. 1405 be received and placed on file, seconded by Senator Kanno and carried.

Senator Kanno then moved that H.B. No. 830, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Kawamoto then offered the following amendment (Floor Amendment No. 6) to H.B. No. 830, H.D. 2, S.D. 1:

SECTION 1. House Bill No. 830, H.D. 2, S.D. 1, is amended by adding a new Section 2 to read as follows:

"SECTION 2. The amendments made by Act 175, Session Laws of Hawaii 1999, to section 286-108(b), Hawaii Revised Statutes, relating to the requirement that the examiner of drivers require proof from every applicant under the age of eighteen that the applicant has completed a driver education program and a behind-the-wheel driver training course certified by the director of transportation, shall be suspended upon the effective date of this Act and reactivated on January 1, 2003."

SECTION 2. House Bill No. 830, H.D. 2, S.D. 1, is amended by renumbering and amending Section 2 to read as follows:

"SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored."

SECTION 3. House Bill No. 830, H.D. 2, S.D. 1, is amended by renumbering and amending Section 3 to read as follows:

"SECTION 4. This Act shall take effect on January 1, 2002; provided that section 2 shall take effect upon approval."

Senator Kawamoto moved that Floor Amendment No. 6 be adopted, seconded by Senator Kanno.

Senator Kawamoto rose in support of the motion and said:

"Mr. President, we passed a bill last year requiring the driver's age to be raised to 16. Along with that, we had an intensive driver education program that would consist of hands-on activity and intensive night driving explanation and instructions. We found this year that on the neighbor islands and in some of our rural areas that our lack of facilities and lack

of instructors caught the DOE and the DOT in a quandary whether they could meet these requirements or not.

"This amendment calls for a two-year suspension of the required education program until 2003, at which time the facilities and the instructors will be available to provide the education necessary for these driver's licenses."

Senator Sakamoto rose to speak in support with reservations as follows:

"I rise to speak in support with reservations, Mr. President.

"When the bill was heard in this Chamber and in hearings, concerns were raised about the availability of appropriate training, about the requirement for so many hours for training, about public schools being able to facilitate the training. Assurances were given, apparently not carried out. But, Mr. President, I believe individuals, instructors, businesses have geared up to comply with the law, Mr. President. To roll back the date two years doesn't seem to be the right remedy.

"Certainly there are concerns and we should have remedies when there are concerns, but perhaps lowering the amount of required hours behind the wheel or doing some other adjustment that would make sense, still insuring safety, still assuring the children or the youngsters looking to get licenses at a young age do get appropriate training, might be a better mechanism.

"So, I would ask the Chair and those who are involved to look at other ways than just moving a date back. We still need safety, but perhaps lowering some of the requirements so that more people can comply with the law and can get trained properly.

"Thank you, Mr. President."

Senator Chun rose in support with reservations and said:

"Mr. President, I stand in support of the amendment with reservations.

"Mr. President, I echo the concerns of the Senator from Moanalua. Personally, I know two people on my island who have gone through the process of purchasing equipment and materials necessary to provide for this training of school children. They've been hampered in the process by not being able to get certified by the Department of Transportation or the Department of Education.

"I see the situation, really, as our state departments trying to act as a roadblock to legislation which was enacted by this body last year. I don't think we should continue to protect our agencies from not doing the work that they're supposed to be doing. Also, I don't believe that we should penalize the people who have invested their hard-earned money and efforts into complying with the law and trying to become the provider of these services that the state wants them to become.

"I am concerned, just like the Senator from Moanalua, about the impact that this amendment will have on their finances and their family and their life. Basically, I'm concerned that if we're going to extend it for two years they can't pay their loans. They're going to default on that. They're going to have to lose jobs and find some other ways to pay for the monies that they had to borrow to purchase the cars, to purchase the equipment, to purchase the materials. That is of a concern to me and I believe that hopefully as this goes down to Conference, that those concerns can be met.

"We should address the real problem, and the real problem is that departments are not doing their job. Thank you, Mr. President."

Senator Chumbley rose in support with reservations and said:

"Mr. President, I, too, rise in support with reservations and would ask that the Clerk insert into the Journal the words of the two previous speakers as if they were my own."

"Mr. President, in addition, when passed, this measure was given 18 months for implementation. If we do in fact agree to this roll forward, that could be in excess of 42 months of time for the department to get these procedures and processes into place. That's just too long of a time, Mr. President."

"I just want to urge caution to my colleagues on this. Thank you."

The motion to adopt Floor Amendment No. 6 was put by the Chair and carried.

By unanimous consent, H.B. No. 830, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," was placed on the calendar for Third Reading on Thursday, April 12, 2001.

Stand. Com. Rep. No. 1455 (H.B. No. 862, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1455 be adopted and H.B. No. 862, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Taniguchi rose and said:

"Mr. President, with regard to Stand. Com. Rep. No. 1455 and H.B. No. 862, there was a typographical error in the designation of the House draft of this bill. It reads 'H.B. No. 862, H.D. 2, S.D. 2,' but it should have read 'H.D. 1, S.D. 2.' To ensure that the bill is in its proper form before it passes Third Reading in the Senate, I'm requesting that this error be corrected and that copies of H.B. No. 862, H.D. 1, S.D. 2, be distributed to the members."

The President then said:

"If there are not objections from the members, the Clerk is directed to make the necessary typographical corrections to H.B. No. 862 and Stand. Com. Rep. No. 1455."

At 10:26 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:27 o'clock a.m.

The President inquired:

"Mr. Clerk, have the corrections to H.B. No. 862 and Stand. Com. Rep. No. 1455 been made?"

The Clerk responded:

"Yes, Mr. President. The typographical errors have been corrected and copies of H.B. No. 862, H.D. 1, S.D. 2, have been distributed to the members."

By unanimous consent, action on Stand. Com. Rep. No. 1455 and H.B. No. 862, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE

ESTABLISHMENT OF SOCIAL WORKER POSITIONS," was deferred until Thursday, April 12, 2001.

THIRD READING

Stand. Com. Rep. No. 1340 (H.B. No. 11, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1340 was adopted and H.B. No. 11, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1344 (H.B. No. 159, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1344 was adopted and H.B. No. 159, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1345 (H.B. No. 282, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1345 was adopted and H.B. No. 282, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1351 (H.B. No. 527, H.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1351 was adopted and H.B. No. 527, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERSTATE FAMILY SUPPORT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1352 (H.B. No. 630, H.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1352 was adopted and H.B. No. 630, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1353 (H.B. No. 637):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1353 was adopted and H.B. No. 637, entitled: "A BILL FOR AN ACT RELATING TO OHANA CONFERENCING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 531, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, H.B. No. 531, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONCONSENSUAL COMMON LAW LIENS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1159:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, H.B. No. 1159, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1360 (H.B. No. 369, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1360 was adopted and H.B. No. 369, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1365 (H.B. No. 613, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1365 was adopted and H.B. No. 613, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1368 (H.B. No. 1074, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1368 was adopted and H.B. No. 1074, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DROUGHT MITIGATING FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1369 (H.B. No. 1287, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1369 was adopted and H.B. No. 1287, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1370 (H.B. No. 1556, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1370 was adopted and H.B. No. 1556, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1372 (H.B. No. 583, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1372 was adopted and H.B. No. 583, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1373 (H.B. No. 594, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1373 was adopted and H.B. No. 594, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1375 (H.B. No. 735, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1375 was adopted and H.B. No. 735, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1378 (H.B. No. 1667, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1378 was adopted and H.B. No. 1667, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1382 (H.B. No. 1026, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1382 was adopted and H.B. No. 1026, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1388 (H.B. No. 996, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1388 was adopted and H.B. No. 996, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1396 (H.B. No. 518, H.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1396 was adopted and H.B. No. 518, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1397 (H.B. No. 699):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1397 was adopted and H.B. No. 699, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TESTING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1398 (H.B. No. 1538, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1398 was adopted and H.B. No. 1538, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CHILD-CUSTODY JURISDICTION AND ENFORCEMENT ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1401 (H.B. No. 411, H.D. 2, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1401 was adopted and H.B. No. 411, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1402 (H.B. No. 624, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1402 was adopted and H.B. No. 624, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1403 (H.B. No. 509, H.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1403 was adopted and H.B. No. 509, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1407 (H.B. No. 22, H.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1407 was adopted and H.B. No. 22, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1408 (H.B. No. 653, H.D. 1, S.D. 1):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1408 was adopted and H.B. No. 653, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 79, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 79, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY DISCLOSURES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 550, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 550, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 585, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 585, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 586, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 586, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 589, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 589, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARCHITECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1173, H.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 1173, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LODGING OR TENEMENT HOUSES, HOTELS, AND BOARDINGHOUSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1243, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 1243, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1453 (H.B. No. 152, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1453 was adopted and H.B. No. 152, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1454 (H.B. No. 628, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1454 was adopted and H.B. No. 628, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1456 (H.B. No. 160, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1456 was adopted and H.B. No. 160, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FRAUDULENT CLAIMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1459 (H.B. No. 666, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1459 was adopted and H.B. No. 666, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL WASTEWATER SYSTEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1460 (H.B. No. 1339, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1460 was adopted and H.B. No. 1339, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1464 (H.B. No. 77, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1464 was adopted and H.B. No. 77, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1465 (H.B. No. 429, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1465 was adopted and H.B. No. 429, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BLINDNESS SKILL TRAINING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1466 (H.B. No. 461, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1466 was adopted and H.B. No. 461, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PARKING PERMIT PROGRAM FOR PERSONS WITH DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1468 (H.B. No. 962, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1468 was adopted and H.B. No. 962, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A SENTENCING SIMULATION MODEL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1470 (H.B. No. 533, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1470 was adopted and H.B. No. 533, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1473 (H.B. No. 731, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1473 was adopted and H.B. No. 731, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1474 (H.B. No. 1056, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1474 was adopted and H.B. No. 1056, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1480 (H.B. No. 23, H.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1480 was adopted and H.B. No. 23, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DECEPTIVE TRADE PRACTICES FOR TIME SHARE PLANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1482 (H.B. No. 382, H.D. 1, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1482 was adopted and H.B. No. 382, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1483 (H.B. No. 634):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1483 was adopted and H.B. No. 634, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE RECOVERY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1484 (H.B. No. 662, H.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1484 was adopted and H.B. No. 662, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PENALTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 998, H.D. 2:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, H.B. No. 998, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1486 (H.B. No. 868, H.D. 1, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, Stand. Com. Rep. No. 1486 was adopted and H.B. No. 868, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1488 (H.B. No. 16, H.D. 2, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1488 was adopted and H.B. No. 16, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1489 (H.B. No. 17, H.D. 2, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1489 was adopted and H.B. No. 17, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE PROJECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1492 (H.B. No. 588, H.D. 1, S.D. 1):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1492 was adopted and H.B. No. 588, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1493 (H.B. No. 644, H.D. 1, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1493 was adopted and H.B. No. 644, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1495 (H.B. No. 654, H.D. 1, S.D. 1):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1495 was adopted and H.B. No. 654, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1497 (H.B. No. 539, H.D. 1, S.D. 1):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1497 was adopted and H.B. No. 539, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1498 (H.B. No. 201, H.D. 1, S.D. 2):

On motion by Senator Menor, seconded by Senator Kanno and carried, Stand. Com. Rep. No. 1498 was adopted and H.B. No. 201, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 603, H.D. 2, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 603, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY PARTNERSHIPS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 599, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Kanno and carried, H.B. No. 599, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 598, H.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 598, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTIONS FOR DEPOSITORY INSTITUTION SALES OF INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 896, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 896, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REVISED UNIFORM COMMERCIAL CODE ARTICLE 9 – SECURED TRANSACTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1508 (H.B. No. 524, H.D. 1):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 1508 was adopted

and H.B. No. 524, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPUTER CRIME," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1509 (H.B. No. 538, H.D. 2, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1509 was adopted and H.B. No. 538, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1511 (H.B. No. 691, H.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1511 was adopted and H.B. No. 691, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 602, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Kanno and carried, H.B. No. 602, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1003, H.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, H.B. No. 1003, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1517 (H.B. No. 1004, H.D. 1, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1517 was adopted and H.B. No. 1004, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1115, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, H.B. No. 1115, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ADMISSIBILITY OF PAID BILLS IN COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1255, H.D. 1, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, H.B. No. 1255, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1520 (H.B. No. 1089, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1520 was adopted and H.B. No. 1089, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1521 (H.B. No. 175, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1521 was adopted and H.B. No. 175, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1524 (H.B. No. 840, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1524 was adopted and H.B. No. 840, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1527 (H.B. No. 1561, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1527 was adopted and H.B. No. 1561, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1528 (H.B. No. 786, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1528 was adopted and H.B. No. 786, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1530 (H.B. No. 161, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1530 was adopted and H.B. No. 161, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD

CHECKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1533 (H.B. No. 562, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1533 was adopted and H.B. No. 562, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1536 (H.B. No. 1273, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1536 was adopted and H.B. No. 1273, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1537 (H.B. No. 1309, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1537 was adopted and H.B. No. 1309, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1538 (H.B. No. 925, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1538 was adopted and H.B. No. 925, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1540 (H.B. No. 614, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1540 was adopted and H.B. No. 614, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1541 (H.B. No. 1411):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1541 was adopted and H.B. No. 1411, entitled: "A BILL FOR AN ACT RELATING TO SECONDARY MARKET SERVICES CORP.—HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1544 (H.B. No. 168, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1544 was adopted and H.B. No. 168, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1547 (H.B. No. 216, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1547 was adopted and H.B. No. 216, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1548 (H.B. No. 1138, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1548 was adopted and H.B. No. 1138, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBMISSION OF REPORTS TO THE LEGISLATURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1549 (H.B. No. 1686, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1549 was adopted and H.B. No. 1686, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS FOR INTER-ISLAND MARITIME TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 526, H.D. 1, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, H.B. No. 526, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 424, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, H.B. No. 424, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1559 (H.B. No. 1685, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1559 was adopted and H.B. No. 1685, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 697:

On motion by Senator Tam, seconded by Senator Menor and carried, H.B. No. 697, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TELECOMMUNICATIONS AND INFORMATION INDUSTRIES ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1564 (H.B. No. 1282, H.D. 2, S.D. 2):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 1564 was adopted and H.B. No. 1282, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION TAX CREDITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1566 (H.B. No. 638, H.D. 1, S.D. 2):

On motion by Senator Menor, seconded by Senator Kawamoto and carried, Stand. Com. Rep. No. 1566 was adopted and H.B. No. 638, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1567 (H.B. No. 945, H.D. 1, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1567 was adopted and H.B. No. 945, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORK," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1570 (H.B. No. 223, H.D. 1, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1570 was adopted and H.B. No. 223, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

Stand. Com. Rep. No. 1341 (H.B. No. 14, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1341 was adopted and H.B. No. 14, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL SCHOOL CLERICAL POSITIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

Stand. Com. Rep. No. 1342 (H.B. No. 94, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1342 was adopted and H.B. No. 94, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARENT-COMMUNITY NETWORKING CENTER PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1343 (H.B. No. 100, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1343 be adopted and H.B. No. 100, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of this bill with reservations.

"I just wanted to note the alarming increase in autistic cases across the nation and in Hawaii. Currently, we are spending in Hawaii nearly \$9 million a year to cover the cost of autistic children. According to the National Institute of Health, the number of children diagnosed with autism has risen from 1 per 10,000 children in 1990, to 67 per 10,000 this year and they really aren't sure why. In Hawaii, the number of children with autism has more than doubled in just the last two years. And these are children who have been diagnosed with autism.

"Now, the average cost of autistic children with treatment raises between \$500,000 to \$3 million. In other words, over a lifetime, it will cost, with treatment, between \$500,000 to \$3 million just to treat a child with autism through their lifetime. If they are untreated, that cost (by numbers recognized by the National Institution of Health) raises to between \$6 million and \$11 million over their lifetime. These numbers are courtesy of the Loveland Academy, an outstanding center for students which is located in Honolulu, and several Legislators had an opportunity to visit and see the results of this outstanding center just this past week. Currently, due to a change in DOH policy, the survival of this institution is in jeopardy.

"Mr. President, I ask the question, Why the Legislature would want to essentially switch the study of autism to the University of Hawaii, which isn't even sure that it wants it in the first place, when we already have a place where both study and impressive results are already working?

"Thank you very much."

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I, too, rise in support of the measure with reservations.

"As the good Senator from Kaneohe said, we have a growing problem of autism in our community and nationwide, but I don't think that this bill is going to do the job. The Dean of the UH Medical School has urged that the funding be directed directly at autism itself, rather than starting another institution within the University. He has said that the medical school does

not have the funds for this program. The University said it does not have the funds for this program.

"This bill appropriates a blank zero amount for funds for this program. And if it is a question of autonomy and what the University can do, the University already has the autonomy right now that it can develop its own programs or its own institution if it wants to allocate funds. So I think that we're misdirecting the problem here and we want to find a solution, but we're looking at some of the causes and we're not really looking at the solution. And as was said, there are ample opportunities in the private sector right now to get the job done.

"Thank you, Mr. President."

Senator Hemmings requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Chun Oakland rose to speak in support of the measure as follows:

"Mr. President, I stand in support of this measure.

"This particular initiative was a joint venture with the private and public sector, and in fact one of the University's faculty, Dr. Serrano, is instrumental in this particular measure going forward. I do hope, as in the past, the Senate as well as the House supports this initiative. And with schools like Loveland Academy, which we were fortunate enough to visit, I believe that there is great promise not only for the children here in Hawaii to get services who are identified autistic, but also there is a great potential to service children from elsewhere because other countries as well as our United States are looking for very good solutions to help children with autism.

"So, thank you very much for your support."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1343 was adopted and H.B. No. 100, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AUTISM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1346 (H.B. No. 284, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1346 was adopted and H.B. No. 284, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1347 (H.B. No. 301, H.D. 2, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1347 be adopted and H.B. No. 301, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"Mr. President, this measure sets bad public policy and it makes the simple purchasing and setting off of a single aerial the same penalty – a class C felony – as those individuals who

would import tens of thousands of pounds of aerals. It seems, Mr. President, that an individual who sets off or purchases a single firework shouldn't be held to that same serious crime as a class C felony. These people are truly not felons.

"Class C felons include things like money laundering, habitual driving under the influence of liquor or drugs, promoting detrimental drugs, gambling aboard ships, promoting the pornography of minors, and promoting prostitution. Those are felons, Mr. President. Those individuals who purchase and ignite a single aerial are not of this category.

"The other question is the impact that this measure will have on the county police departments. Will they have the resources to enforce it? I don't think so. If there are subsequent convictions, the bill calls for a minimum \$5,000 fine and a mandatory 2-year sentence. Our prisons don't have the room for that kind of additional overload.

"In addition, the bill takes away all of the discretionary authority of the Hawaii Paroling Authority to decide what is the minimum or maximum terms of these convicted defendants. This bill just simply goes too far, Mr. President.

"Thank you."

Senator Matsunaga rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of this measure with reservations.

"Mr. President, while I appreciate the intent of this measure and the intent of the Chair, I would ask that the manager of this measure in Conference Committee strongly consider more reasonable penalties for those violators of this law. As the previous speaker mentioned, it is a class C felony for someone in possession of one single aerial common firework. That could be one flying pig, Mr. President.

"Mr. President, we have to keep a consistent standard in our penal code. If you look at some of the crimes that are considered misdemeanors and not felons, we have abandonment of a child, abuse of a corpse, assault against a police officer. These are all misdemeanors. And we're saying now, with this bill, that somebody in possession of one flying pig is guilty of a worse crime than these.

"So, Mr. President, it seems like we're trying to kill cockroaches with a shotgun, and I think we should be a little more reasonable. Thank you, Mr. President."

Senator Kawamoto rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, one firework or one aerial firework killed a lady in a house that burned down – ONE! Mr. President, we're trying to get to the people who sell these illegal fireworks.

"The person in Pearl City who had about 180 pounds of illegal fireworks, the prosecutor tells us he's going to be charged \$2,000 at the most. Mr. President, if this had gone off, two or three houses around this individual house would have blown up. The same way with the Mililani 400 pounds of illegal fireworks. Imagine if you were the next-door neighbor realizing this would happen or could have happened.

"These are the kinds of things we're looking at. These are the kinds of things we are concerned about. And that's not

killing a cockroach. It's killing families, possibly destroying of homes, and these are the things that we need to curtail. We didn't do this at the spur of the moment. It was looked at and recommended by people that need to enforce the rules that we set up to be enforced. So if we're going to do the things we need to do, we need to enforce our rules and ensure that the rules are followed.

"Thank you."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"I don't know about cockroaches and flying pigs, but I know in a pig's eye we have spent an awful lot of time on this. If we would have spent 1/10 the amount of time on other issues, there wouldn't be teachers on strike today.

"We have a problem in this bill with penalties. I think the intent is really good, but it's not going to do what the sponsors and the originators wanted it to do. We found that out over the years. I think the penalties are harsh. The definition of cultural use is vague, and I think we've got some additional legal problems with the bill.

"Thank you."

Senators Ihara, Kim and Kokubun requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1347 was adopted and H.B. No. 301, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISPLAY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Chumbley, Hemmings, Hogue, Ige, Slom).

Stand. Com. Rep. No. 1348 (H.B. No. 480, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1348 be adopted and H.B. No. 480, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1348 was adopted and H.B. No. 480, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BUSINESS SPECIALIST POSITIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1349 (H.B. No. 1048, H.D. 2, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1349 be adopted and H.B. No. 1048, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose in support of the measure with reservations and stated:

"Mr. President, first of all, I rise to speak in support of this bill with reservations.

"I recognize the intent of this body to give the Board of Education fiscal responsibility over the Department of Education and its budgetary priorities. However, I implore everyone here to use their best judgment in providing any increase in salaries to educational officers or administrators, which the librarian is, while we are currently in such dire straits and while we have members of the teaching profession looking down upon us.

"Essentially, this bill creates the possibility, the possibility, of up to a 50 percent raise for the state librarian. Perhaps she's worth it, but certainly not now. Thank you."

Senators Slom and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1349 was adopted and H.B. No. 1048, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE LIBRARIAN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1350 (H.B. No. 1111, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1350 be adopted and H.B. No. 1111, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak in favor of the measure with reservations and stated:

"Mr. President, I rise to speak in favor of the bill with reservations.

"Mr. President, as noted when the Senate bill left this Chambers, this is a dramatic increase and really reveals some poor planning and budgeting on the part of the recipient of this privilege of having special revenue bonds.

"Thank you, Mr. President."

Senators Slom and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1350 was adopted and H.B. No. 1111, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 498, H.D. 1, S.D. 1:

Senator Kanno moved that H.B. No. 498, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of the measure with strong reservations.

"This bill allows the family court and circuit court probation officers to release certain information about the defendant to the victim. I want to urge caution as the Chairs of this measure move forward. It appears, as drafted, that it's very vague and doesn't have any trigger as to what would suffice for the release of that information. Is it simply a phone call? Is it a casual discussion? Is it a written request? Does it have to go before the court? I think that this needs to be thought through a little bit more.

"The broad category that this would allow in the release of information could be problematic in a sense that there may be a technical violation of the probationer's term and those types of situations should not be looked at in the same way.

"The last thing, Mr. President, is this goes on to grant immunity. As I have in the past before, I have very strong reservations against granting immunity to individuals because it does set bad public policy. Immunity is something that should be looked at very carefully and cautiously. So I'd just like to urge the Chairs to think through this measure as it goes into Conference.

"Thank you."

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 498, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 523:

Senator Kanno moved that H.B. No. 523, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"In the committee report for H.B. No. 523 it says, 'your Committee finds that the unauthorized practice of law is a very serious problem in Hawaii.' Mr. President, that's questionable. I would submit that maybe in Hawaii the real serious problem is the authorized practice of law. So, for this reason and others, I'll be voting 'no.'

"Thank you."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I, too, rise in opposition to the bill.

"I think my good colleague from Kailua/Waimanalo hit the nail on the head. I think we could re-title this bill the 'lawyer protection act.' While we have become a litigious society, nowhere is the action of lawsuits more prevalent than in Hawaii on a per capita basis.

"I think that the bill is vague. While we certainly don't want anybody to fraudulently try to represent or misrepresent anyone, the bill as it stands now I think would preclude a lot of people, well-meaning people and people with common sense, for giving

common sense advice and consent in terms of trying to help people with the growing amount of legal problems.

“Thank you.”

The motion was put by the Chair and carried, H.B. No. 523, entitled: “A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED PRACTICE OF LAW,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 1358 (H.B. No. 186, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1358 was adopted and H.B. No. 186, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1359 (H.B. No. 212, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1359 be adopted and H.B. No. 212, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1359 was adopted and H.B. No. 212, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE STATE WATER CODE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1361 (H.B. No. 502, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1361 be adopted and H.B. No. 502, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Sakamoto rose in support of the measure with reservations and stated:

“Mr. President, I rise in support with strong reservations.

“I fully support the portion of this measure that eliminates the unfair taxation of professional employment organizations and businesses that contract out payroll related services. However, I have very serious concerns about the section of the bill that would make professional employment organizations responsible for the existing employer’s obligations. It is a threat to the structure of businesses in Hawaii, Mr. President.

“When this body deems that it’s acceptable to hold one company responsible for legal obligations of another company simply because they have contracted with that company for professional services, holding one company responsible for another company based on contracting for professional services, Mr. President, and we’re going to hold them responsible? This State guarantees that employees will receive their due benefits regardless. This bill, however, tries to create some sort of dual employer status. Certainly we don’t need to do that. That

section of the bill is unnecessary and, frankly, may set a precedent that would undermine businesses in Hawaii.

“So, as the bill goes forward, Mr. President, I hope that portion of the bill is changed to not create dual employers for a single employee.”

Senator Slom rose in support of the measure with reservations and stated:

“Mr. President, I rise in support of the measure with reservations.

“The good Senator from Moanalua has made an excellent point. Here was a bill that actually has been bouncing around the Legislature for a number of years. It was a very simple bill. All it has to do is to correct the tax and equity and to help organizations within this State and also small businesses. We’ve tacked on an additional burden and we also have given it a defective date. So until we can resolve this, I’ll be with reservations.

“Thank you.”

Senator Hemmings rose to speak in favor of the measure with reservations as follows:

“Mr. President, I rise to speak in favor of the bill with reservations also.

“The good Senator from Moanalua clearly enunciated my concerns with this bill, and I would like to have his remarks inserted into the Journal as my own.

“Thank you, Mr. President.”

The Chair so ordered.

Senators Hogue, Ige and Senator Chun Oakland requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1361 was adopted and H.B. No. 502, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1362 (H.B. No. 511, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1362 be adopted and H.B. No. 511, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Chumbley rose in support of the measure with reservations and stated:

“Mr. President, I rise to speak in support of this measure with reservations.

“Mr. President and colleagues, submitting a bid is sometimes a very cumbersome and detailed process, and I think that we should have legitimate concerns about those who protest the award of a bid on a frivolous situation. This bill attempts to go at those individuals who continually protest the award of a bid just because they are a sore loser and didn’t win that bid.

"What I am concerned about is that, as drafted, this bill may go too far. That individual who files a protest on a legitimate problem, if determined by the procurement board under rules that they've adopted, could lose their bond. The bill does not identify what the bond amount should be or could be. I guess that's to be left up to the adoption of rules. It also allows the protester to file a cash deposit. That individual then, on the determination that it was in someone's belief a wrongfully filed protest, could lose that bond or that cash. In addition, the bill allows for sanctions to be implied.

"I think, Mr. President, that in addressing this problem, it just goes too far, and I would hope that the managers of this try to narrow it down and focus on the issues to solve the problem. But I believe as drafted, the bill is going to create additional problems.

"Thank you."

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"As the good Senator from Maui already noted, this bill will have a chilling effect and discourage appeals or challenges to the state procurement decisions because of the requirement to post a bond or pay an administrative fee. Eliminating or curtailing protest in connection with the use of public monies may be unconstitutional according to one testifier at the hearing. In fact, he may be right.

"This bill also does not distinguish between frivolous appeals and appeals made in good faith. Also, in an administrative appeal, it's decided on a technicality rather than substantively, the person appealing would lose his protest bond cost. This would be patently unfair.

"Lastly, this bill will discourage protest even when there is a legitimate basis for protest. The building industry says that this bill will discourage contractors from bidding on jobs, thus reducing the options and raising costs of procurement. The protest process is an important part of the process because it encourages checks and balances. This bill will eliminate accountability.

"I vote 'no.' Thank you."

Senator Sakamoto rose in support of the measure with reservations as follows:

"Mr. President, I also rise to speak in support with reservations similar to the two previous speakers, some of their same remarks.

"Ultimately, the bill does not differentiate between frivolous protest and good faith protest. Sometimes it's unclear or ambiguous specifications that lead to good faith protests, and a good faith protester can still lose, although done in good faith, and be out his bond, out his deposit, etc. So we really need to look further into how to limit it to just the frivolous part, Mr. President.

"Hopefully there will be a lot more work on this measure if indeed it does go forward. Thank you."

Senator Chun rose in favor of the measure with reservations and stated:

"Mr. President, I rise in favor of this bill with reservations.

"Mr. President, I agree with the comments of the previous speakers. We need to cut a very delicate balance between discouraging frivolous bid contests, which I agree is necessary, but at the same time keeping the integrity and openness of the procurement process so that we will avoid any kinds of charges or concerns of insider influences or undue type of actions that would go to awarding our bids. I believe as worded right now, we are protecting the government processes as opposed to opening the process up to the public for scrutiny.

"I believe what we could probably do is focus on the real problem. The real problem is frivolous bid contests. I believe we should try to amend this bill as it goes to Conference to focus on that problem and not try to discourage valid bid protests through this bill.

"Thank you, Mr. President."

Senator Matsunaga rose to speak with reservations on the measure and said:

"Mr. President, please instruct the Clerk to record an 'aye vote with reservations' for the reasons stated by the previous speakers. Thank you."

The Chair so ordered.

Senators Ige, Kim, Hemmings, Chun Oakland and Matsuura requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1362 was adopted and H.B. No. 511, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMEDIES OF PART VII, CHAPTER 103D, HAWAII REVISED STATUTES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hogue, Slom).

Stand. Com. Rep. No. 1363 (H.B. No. 516, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1363 be adopted and H.B. No. 516, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"This bill is flawed in many ways. The first of which, of course, it creates two new special funds. I continue to vote against all creation of new special funds because they're only going to be used to be diverted later on.

"In addition, one has to ask whether or not this bill is actually even enforceable. It has nothing to do with smoking. It has a lot to do with bureaucracy and there are a lot of questions raised here in terms of the transfer of monies. But because there's not even any general fund direct appropriation, we don't even know how much the start up or the operational costs are going to be for this program.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1363 was adopted and H.B. No. 516, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

TOBACCO,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 1364 (H.B. No. 584, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1364 was adopted and H.B. No. 584, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1366 (H.B. No. 210, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1366 be adopted and H.B. No. 210, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose and said:

“Mr. President, could the Clerk please record a reservation vote for me.”

The Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1366 was adopted and H.B. No. 210, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1367 (H.B. No. 861, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1367 was adopted and H.B. No. 861, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE OPERATIONS AND MAINTENANCE OF CERTAIN AGRICULTURE-RELATED INFRASTRUCTURE ON KAUAI,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1371 (H.B. No. 543, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1371 was adopted and H.B. No. 543, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1374 (H.B. No. 596, H.D. 2, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1374 be adopted and H.B. No. 596, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose in favor of the measure with reservations and said:

“Mr. President, I rise to speak in favor of this bill with reservations.

“The problem, colleagues, is this bill doesn’t go far enough. Much of the money accumulated in the Hawaii Hurricane Relief Fund was collected through things called SMRFs or special mortgage recording fees. Here’s how it worked – if you bought a house and it had a mortgage on it, the hurricane fund charged you 1/10 of a percent of the loan amount as a fee. For example, if the bank loaned you \$300,000 to buy a house, you paid a \$300 fee to the hurricane fund on your closing statement. You got nothing in return for this money – no hurricane coverage, no benefits, nada.

“In all fairness, this tax should never have been collected from home buyers in the first place. The fund should have been built up through the premiums charged on the policies issued by the fund. Now there is nearly \$200 million socked away in this fund and these fees make even less sense. Believe it or not, we are still collecting these SMRFs.

“So what’s the problem with the bill? Well, it only suspends collecting these SMRFs for six more months (from July 1 to December 31 of this year). After that, we automatically start collecting again, unless the directors of the hurricane fund temporarily decide to quit collecting them. Plus, this bill gives those directors the right to resume collecting the fees, to permanently remove the authority to collect what really is an unjustified tax, and refund these fees going back to the beginning of the fund.

“We should let homeowners mail in copies of their closing statements or give them tax credits so we can send them a refund and also politely apologize to them for the injustice we have foisted on them in the first place.

“Thank you, Mr. President.”

Senators Ihara, Ige and Fukunaga requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1374 was adopted and H.B. No. 596, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Matsunaga, Slom).

Stand. Com. Rep. No. 1376 (H.B. No. 946, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1376 be adopted and H.B. No. 946, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Chumbley rose in support of the measure with reservations and stated:

“Mr. President, I rise to speak in support of this bill with reservations.

“The Chair of the Committee will be glad to know that while in Committee I did vote no, I have reconsidered and want to make sure that I do get to participate as this measure goes forward, Mr. President. Therefore, that’s the reason for the switch in my vote from ‘no’ to ‘with reservations.’

“I have concerns that, as drafted, this bill sets up a review panel which then is composed of seven members. I think we

have an elected Board of Education that is capable of handling the discussions and debates surrounding charter school implementation and the awarding of those charters. I believe that with some fine tuning to the existing law, that the Board of Education will have the clarity that it now feels it does not have in the statute and will see that light and will actively work at the implementation of many of these plans.

"Therefore, I am encouraged to work with the Chair of the Committee, as this moves forward, in drafting something that will work for these charter schools and something that will make the Board of Education's job much easier.

"Thank you."

Senator Sakamoto rose to speak in support of the measure as follows:

"Mr. President, I rise in support of the measure and I welcome the remarks of the Senator from Maui. We need to work together.

"Certainly, charter schools have been problematic in several different ways and this bill is an attempt to improve the situation. The Board of Education supports the measure and the Association of Charter Schools submitted testimony to the House specifically requesting some of the changes in the language that need to be addressed in Conference as this bill goes forward. Some of the charter schools complained about the current process being protracted in unclear review and approval requirements and expressed frustrations with having being stuck in a process that continually requires re-submittal to address ever-changing conditions. And while their charters have not been denied, many feel that there has been no real progress over what some say has been a two-year process and possibly longer.

"This measure does provide a submittal process and a timeline to address concerns. Some of the charter schools have asked that instead of 30 days, they be allowed 60 days to respond to some of those concerns. But it does help to set a timeline certain.

"The measure also includes a provision for approval of charters to address the catch-22 situation where they're unable to secure a lease, for example, because they don't have their charter and they aren't able to get their charter because they aren't able to secure a facility. So, some of those issues need to be addressed and this bill attempts to address them.

"Additionally, the measure addresses the charter schools community in how do we get an appeals process with the Board of Education to assure compliance with state laws in having members that are familiar with charter schools be part of the review in actually approving new charters.

"Finally, Mr. President, this bill helps to deal with the cost concerns and it sets a per pupil allocation based on schools of 320 or less as the amount that charter schools would be allocated. So, there are several different parts of this measure, and as the bill goes forward, we hope to refine it and bring clarity to the charter school issue.

"Thank you, Mr. President."

Senators Ige and Matsunaga requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1376 was adopted and H.B. No. 946, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION,"

having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1377 (H.B. No. 1028, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1377 be adopted and H.B. No. 1028, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"This, I think, is a good lesson for our teachers and students that are in the audience. Here's a bill that proposes to create a program within the school system on the island of Hawaii only. There is no dollar amount for what the program is going to cost. It is a program, Model United Nations, that has been going on voluntarily over long periods of time. Even when I was in school here 100 years ago, we had Model United Nations programs.

"The bill seeks to appropriate funds to pay for a Model United Nations program coordinator, a new position, but the amount of that salary is not disclosed in the bill. Then the bill goes on to say that eventually it wants to establish the program throughout all of the schools, throughout all of the islands. But again, there's no dollar impact.

"We cannot keep on passing bills that have blank amounts when no one knows what the total cost is going to be because then you cannot evaluate whether or not that program is worthwhile and whether or not that should be held up as a priority in place of other educational items. So, I'll be voting 'no,' Mr. President."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"It's a luxury we can't afford. We are living in austere times. We're having difficulty paying for the basics that our government should be providing our people – like a decent working wage for our teachers – and adding bills like this to the cost of state government makes little sense in light of the demands being made in the system for legitimate educational needs. Therefore, I will be voting no, and I am hoping that our colleagues will consider measures like this as being counterproductive to the financial needs of this State.

"Thank you, Mr. President."

Senator Sakamoto rose to speak in support of the measure as follows:

"Mr. President, I rise in support of the measure.

"There are no dollar amounts in the measure, no question. Why not? Because we need to resolve the issues at hand. I pray that our Governor and the various unions come to the table and continue to talk and resolve the issues, and if indeed there is no more money for anything else, so be it – measures like this don't move ahead.

"But, Mr. President, our 'Aloha State,' center of the Pacific, we can change the world. I believe our aloha spirit has changed

the world. Now, how do we transmit some of the values that we hold dear, to other generations? This program would hope to transmit it through our Department of Education, through our good teachers after resolution of the current dispute. We cannot say everything should be one way or another. So, certainly if there is not enough money, there's not enough money. But if there is enough money, what better way to use the money than to share what's special in Hawaii and to enrich our students with an opportunity to look globally.

"Thank you, Mr. President."

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition of this bill.

"In light of the good words of the Senator from Moanalua, I believe that we can change the world by first funding education, through first funding our teachers, and not funding United Nations' program. I think that should be the priority.

"Thank you."

Senator Ihara rose to speak with reservations on the measure and said:

"Mr. President, I have reservations on this bill.

"The reason basically is that I believe the appropriation bill should disclose the amounts that are being contemplated."

Senator Chun rose to speak in support of the measure as follows:

"Mr. President, I stand in support of this measure.

"Mr. President, the issue really is not whether we're going to pay for teacher raises or other public employees. That statement has been made in WAM. That statement will be made later on today. What passage of this bill does, and the other bills that are going to be before this body that have zero amounts or a minimum amount, is to clearly show not only to the teachers, not only to the public workers, but to the public what are the policy decisions that we have to make.

"It's not only a question of money. It's a question of what are we giving up. That's why these bills are passing. We want everybody to know very clearly what are the public policy decisions that we have to make. When it comes down to it, yes, some of these will not be funded, but our people need to know what sacrifices are being made.

"This bill might be a sacrifice because we need to pay our employees well. But at the same time, we need to show people exactly what is going on here, what decisions need to be made. That's why I stand before this bill. I think we should continue these discussions as much as we can and to see in the end how much money we have left.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1377 was adopted and H.B. No. 1028, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MODEL UNITED NATIONS PROGRAM FOR HIGH SCHOOL STUDENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 1379 (H.B. No. 1668, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1379 be adopted and H.B. No. 1668, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"I voted no on the companion measure, S.B. No. 1215, S.D. 2, when it was before this body for Third Reading. I'd like to echo my previous concerns that we are paying these teachers twice by allowing them to continue receiving their retirement benefits while drawing a paycheck to return to serve in our classrooms.

"I understand the need for creative methods for teacher recruitment and retention. Possibly the best way to do that is to create a fertile economic environment for the economy here in Hawaii and to also pay the teachers a decent living wage so they can afford to live here. Maybe that would afford us to get the teachers when they enter the profession, not try to retain them as they're trying to retire and enjoy their lives.

"I'd like also to point out to this body that the Senate Education Committee passed three House measures addressing needs spawned by the Felix consent decree. Our research points out that this is the only one of those three measures that the Committee on Ways and Means has passed. The Senate Judiciary Committee gutted the liability measure and inserted language similar to this Felix limited liability S.B. No. 823, S.D. 1, H.D. 1, which has stalled in the House Judiciary and Hawaiian Affairs Committee.

"It is a sad realization that even with all the noise and recognition the Legislature has voiced over the past months regarding Felix, this body is moving no measure that brings standards and accountability to the special education needs in our State. Until we do so, we're going to continue to suffer spending huge amounts of money on the Felix consent decree problem without addressing the overall funding problems of education in its entirety.

"Thank you, Mr. President."

Senator Sakamoto rose to speak in support of the measure as follows:

"Mr. President, I rise in support of the measure.

"At this time, Mr. President, I won't address all of the other issues that the Senator from Waimanalo brought up, but pertain my comments to this measure, Mr. President. I strongly solicit my colleagues support in passing this measure because of two very critical reasons: first, it will help alleviate a severe teacher shortage problem in our schools; second, it would allow retired teachers to serve as mentors for beginning teachers or as part-time teachers immediately upon requirement.

"It's a known fact that there presently exists a teacher shortage. This is especially true in Hawaii where only 55 percent of our newly hired teachers graduate from our local universities. Therefore, our Department of Education has had to use out-of-state recruitment to entice teachers. As you know, outside recruitment was not successful for various reasons, but the lack of incentives for new hires was a contributing factor.

Certainly, hopefully these negotiations will help change some of that.

"This bill would allow teachers who have retired and hopefully have become revitalized to re-enter the classroom as full-time teachers and at the same rate of pay as when they left the classroom. I sincerely believe that this measure would provide necessary incentives to alleviate some of the teacher shortage problem at least at the same time allowing the Department of Education discretionary authority to safeguard against abuse to the system. The bill would require teachers to be retired for two calendar years before they can qualify for full-time retirement. It allows the retired teacher to qualify for mentoring or part-time teaching immediately upon retirement and must comply with collective bargaining agreements.

"As I indicated earlier, the purpose of this measure is to entice retired professional educators to return to the classrooms especially in critical shortage areas. As full-time teachers, they would be paid at that rate. The mentor teachers or part-time teachers would be paid at the daily rate or entry level pay as determined by the Department and the Board of Education.

"Thank you for helping to clarify some of the concerns of the measure, Mr. President."

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1379 was adopted and H.B. No. 1668, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Ige).

Stand. Com. Rep. No. 1380 (H.B. No. 636, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1380 and H.B. No. 636, H.D. 1, S.D. 1, was deferred to the end of the calendar.

Stand. Com. Rep. No. 1381 (H.B. No. 702, H.D. 2, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1381 be adopted and H.B. No. 702, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senators Hemmings and Slom requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1381 was adopted and H.B. No. 702, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1383 (H.B. No. 568, H.D. 2, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1383 be adopted and H.B. No. 568, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Menor rose in opposition and said:

"Mr. President, could you have the Clerk cast a 'no' vote for me.

"Basically, I will be voting 'no' because of the potential negative impact of this measure on the various union health plans. Thank you."

Senator Kanno requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1383 was adopted and H.B. No. 568, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Menor, Slom).

Stand. Com. Rep. No. 1384 (H.B. No. 576, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1384 was adopted and H.B. No. 576, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1385 (H.B. No. 852, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1385 was adopted and H.B. No. 852, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hogue).

Stand. Com. Rep. No. 1386 (H.B. No. 1595, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1386 was adopted and H.B. No. 1595, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 1387 (H.B. No. 728, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1387 be adopted and H.B. No. 728, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator English rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"Mr. President, while we're trying to help with the build out of our airports and infrastructure in the State of Hawaii, I cannot support when a bill such as this allows for the overriding of local authority. That is overriding the county ordinances, county zoning, and SMA permits and therefore I oppose this bill.

"Thank you, Mr. President."

Senator Chumbley rose to speak in opposition to the measure as follows:

"Mr. President, I rise to speak in opposition to this measure.

"Members, I'm a little confused by this bill. I think it's a known fact by all of us that the state does not have to get building permits and does not have to go through certain procedures. In fact, colleagues, HRS Section 262-7 gives the Department of Transportation the authority to issue permits before any new structure is constructed, planned, or even established. They already have the exemption.

"This bill (page 3, lines 1 and 2) talks about not withstanding any other provision to the contrary which, colleagues, is in direct conflict with HRS Section 46-4, which allows the counties the power to designate zoning requirements. So I'm not sure what this bill is really trying to do. I think that some of the things that the Department of Transportation's Airports Division may want to do are already in place.

"We all know that if the state moves forward with occupying a building before the county gives the certificate of occupancy, public health and safety is really what is at risk. This bill goes on then to exempt all of the state activities from the SMA requirements. That, I think, is the most egregious part of this proposal because it is those SMA requirements that allow the citizens of your county to step forward and file a contested case hearing on any kind of permit that's going forward.

"Colleagues, this is simply giving the Department of Transportation something that it does not deserve. Thank you."

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, the Department of Transportation is just trying to eliminate duplication of efforts here. The public does have input in the EIS process and EAS process. If we look at this bill, all the CIPs that we have on the docket in this budget, you can add one or two years and maybe more to complete this project.

"So all we're doing is at a time for need of economic advancement and this bill would provide that as far as duplication of effort. Time is money, Mr. President."

Senator Chun rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of this measure with severe reservations.

"Mr. President, I agree with the comments made by the honorable Senators from East Maui and from Kahului and Wailuku. However, I believe some of the concerns raised by the Honorable Chair of the Transportation Committee are legitimate. There are things that can be done to expedite this process. However, I don't believe we can expedite these processes without sacrificing the SMA process, county regulations and rules.

"Mr. President, let there be no doubt about this, all airports are within the SMA area. This bill would allow the construction, not only on airports but airport related facilities such as fuel storage tanks for oil and gas, to go on without any

kind of approval or hearing process in the counties in which these facilities are to be built.

"Especially what's egregious, I agree, is the fact that the SMA, which is a state mandated, state mandated permit, requires evaluations of the environmental impact and mitigation of those impacts through the local administering agencies. The SMA law was enacted because it was felt that the local agencies were the best agencies to look at these specific environmental concerns, as opposed to a statewide agency. For us to go back on that policy and now say, well, especially for airport facilities we think the state agencies can better handle this, I haven't seen any evidence that they are willing to. I haven't seen evidence that they are able to.

"However, there are concerns I think the Honorable Chair from the Transportation Committee should work on, and as this matter goes to Conference, we can take a look at those and try to make sure that we can accomplish both goals without sacrificing the environmental protections as contained in the SMA.

"Thank you, Mr. President."

Senators Inouye and Kim requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Kokubun rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to the bill.

"I would like to echo the comments made earlier about the stepping on the regulatory framework that the counties have in place. I think the SMA permit and the special management area are very special considerations for the counties, and the Department of Transportation should not be allowed to exempt themselves from that.

"Thank you."

Senators Nakata, Buen, Tam and Matsunaga requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1387 was adopted and H.B. No. 728, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Chumbley, English, Hogue, Ige, Ihara, Kokubun).

Stand. Com. Rep. No. 1389 (H.B. No. 1589, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1389 be adopted and H.B. No. 1589, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition this bill.

"Well, what can we say, Mr. President? When we look at the economy, let's see . . . how many areas are doing well? Well, let's see, there's tourism, there's tourism, and I guess there's tourism. So what do we do, Mr. President? We say, because

they're doing well, let's tax them even more and put more burdens upon them.

"The interesting history about this bill, however, goes even further than that because it rises out of a labor dispute on the beautiful island of Maui. It was because one labor union was unhappy with the status of a wholesale company. They went to the tax department. They initiated this legislation. The tax department never found that there was any loss of revenue. The tax department never found that there was any loophole. The tax department never came forward and said, 'we really want to sock-it to the tour wholesalers.' But in fact, that's what we try to do.

"As this bill progressed, it started out with a percentage increase. The tax department came and testified and they said that that was unenforceable and they didn't know how to go about it. The industry said that the people that are trying to tax this particular activity don't know the industry because they were basing their figures on the so-called rack rates and hopefully most people don't get to pay the rack rates.

"There were so many questions that were involved in this bill, and now we have a flat additional tax that's put on. The cry always comes out, 'Well, it's for the tourists. The tourists will pay for everything. The tourists will pay for our education. The tourists will pay for all of our improvements.' But, Mr. President, when you and I go to Maui, or Kauai, or to Hawaii, or to Molokai, or to Lanai, guess what? We're the tourists. We get to be taxed. We get to pay that \$3.00 a day additional tax per motor vehicle that we rent. We get to pay that transient accommodations tax in hotels. We are the tourists in our own home.

"Then there's one other little matter. It must be the good Senator from Palolo's flying pig or maybe it's a goose. We've already stolen the golden eggs, now we want to skewer the goose. We see it sitting there and we say tax it some more as if that goose will continue to sit and lay eggs and as if wholesalers and other tour operators have no other place to send their clients than Hawaii . . . as if they have no other choices . . . as if there are no other problems brewing on the Mainland and Asia.

"As we know, visitor arrivals and tourism are part of discretionary income. Take away that discretionary income with two and three and four hundred drops in the Dow, and you reduce the travel component altogether, and then people look around for even more comfortable and affordable locations. If you are going to continue to go against our primary industry, in terms of taxes and regulations, in hopes that they'll always be there and always pay the freight, we're going to wake up one morning and find that they're not.

"We should be trying to diversify our economy, but in so doing, we don't do that by penalizing the one vibrant part of the economy we have. I urge a 'no' vote on this bill.

"Thank you."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this measure.

"This bill is punitive and it's very vindictive, as enunciated by the good Senator from Hawaii Kai. I'd like the record to reflect, also, that it may result in decreased revenues to the state. Adam Smith, the noted economist and political writer, 230 years ago noted very clearly that in punitive tax environments such as Hawaii, when you add taxes, you end up with less taxes collected. On the positive note, the good President John F.

Kennedy and President Ronald Reagan, when they cut taxes, revenue increased to government.

"Hawaii's tax environment is extremely punitive. That's why our children are going to the Mainland to get jobs, because business cannot flourish here. This may have just the opposite effect. Yes, we may collect for the short term a few more dollars in this wholesale tax, but over the long haul, it's going to erode the industry that's supplying most of our economy, and that's the travel industry. The wise thing to do would be to find ways and incentives to bring wholesale tour operators here, not drive them away with increased taxation.

"I hope that the Majority Party Legislators that are pushing this will reconsider before the end of the Legislature and kill this bill. It's going to hurt the economy.

"Thank you, Mr. President."

Senator Kim rose to speak in favor of the measure and stated:

"Mr. President, the intent of H.B. No. 1589 is to close a loophole and require wholesalers to follow the same rules as hotels, timeshares, and other transient accommodations. As such, the measure would create a significant source of additional income without creating any new taxes or raising current tax rates.

"Your Committee believed, however, that this measure, as we received it from the House, was not the practical solution. Thus, we considered a number of options and found that a tax should be levied on the sandwich activity that is going on, and that perhaps a flat rate would be the best way to do this.

"Now, in looking at the flat rate we are talking about \$7.25. Currently, these wholesalers are already paying the tax on what they're buying the wholesale room for, and we found that the average they're buying the room for is about \$50.00 to \$60.00. So they're already paying half of the \$7.25.

"I agree that the language in the bill is confusing. It was not intended to be in addition to what they're already paying. It was meant to be in lieu of so that they would be paying the difference of what they're paying up to \$7.25. So we're not talking about killing the 'golden goose' or the 'golden eggs.' They've said time and time again, if we're going to charge a TAT that people are not going to come, and they've come and we've added and increased the tax and they've continued to come.

"All we're talking about is making sure that these wholesalers are paying their fair share. We have an extreme problem with a wholesaler who owns or operates their own hotel and therefore can dictate what their wholesale rate will be and therefore not pay any of the TAT. I agree that we also need to look at and consider a sliding scale, perhaps, to consider those properties that have higher end rooms, and I will pledge that we will do this should this measure go to Conference.

"Thank you."

Senator Menor rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of this measure but with some reservations.

"First of all, I would like to say how much I appreciate all of the work that the Chairs of the Senate Tourism Committee and Ways and Means Committee have devoted to this bill. Moreover, Mr. President, I recognize the relationship of these

bills to the financial plans of the respective House and Senate money committees as they engage in the difficult task of trying to balance our state budget. However, I believe that this bill raises several concerns, which I believe that we need to carefully assess before any final decision is made on this measure.

"First of all, as noted by several of the previous speakers, I am concerned about the potential negative impact that this kind of measure could have on Hawaii's number one economic generator – our tourism industry – at a time when economists are forecasting a slowdown in tourism and in our local economy. I'm especially concerned about the potential impact of this bill on visitor arrivals from Asia and particularly from Japan, which has been an extremely important segment of our tourism market. For example, the Japan Hawaii Travel Association, which represents 30 Japanese tour operators who are responsible for all of the Japanese tour package sales to Hawaii, has indicated that their members have already encountered a drop in sales of their future Hawaii package tours as a result of the weakening yen and a drop in Japanese stock prices. I am concerned that the imposition of this additional surcharge tax could negatively impact an already weak visitor market from Asia.

"It should also be noted that in the past, Hawaii could count on Mainland visitor arrivals to offset a weak Asian tourism market. However, I do not believe that we should rely on this trend because of the decline in the stock market, rising unemployment, and an overall weakening in the US economy.

"Furthermore, those who support this measure assume that the imposition of a surcharge tax on all transient accommodations furnished under a tour package will generate additional revenues for the state treasury. However, I am concerned that any increase in revenues to the state, as a result of the imposition of the surcharge, may be offset by a decline in revenues if there is, in fact, a substantial decrease in the number of visitors who come to Hawaii on tour packages. That could mean a reduction in general excise tax revenues to the state and in the transient accommodations tax revenues, a substantial portion of which we earmark to the counties to cover important county programs and services.

"In addition, Mr. President, Legislators have been informed time and again that we cannot take the viability and successes of our tourism industry for granted to the extent that Hawaii is in competition with other attractive and less expensive tourist destinations. If we pass a bill such as this, which is going to add to the cost of tour packages to Hawaii, I'm concerned that tour operators may find it easier to sell more reasonably priced tours to other destinations such as Las Vegas, Guam, Bali, and Europe and focus their marketing efforts on these destinations instead of Hawaii.

"In closing, again I appreciate the work of the subject matter Chairs, but I would respectfully request that we proceed on this measure cautiously as it moves its way through the process. Nevertheless, I recognize that final action on this bill cannot occur until the end of Session and that this measure definitely raises important issues that merit further discussion. Accordingly, I urge my colleagues to vote in favor of this measure, but I do have reservations.

"Thank you."

Senator Fukunaga rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to H.B. No. 1589, H.D. 1, S.D. 1.

"At a time when Hawaii's fragile economy has struggled towards recovery, H.B. No. 1589, S.D. 1, will do the following:

- As mentioned by the prior speaker, it will very seriously impact our Asian Market. It will impose an additional \$32.62 on the average 4½-night stay of Japanese visitors to Hawaii that will make Hawaii a far less attractive destination in these difficult economic times. As Japanese visitors choose alternative vacation destinations, any revenues gained from the tax increase will pale in comparison to the revenues lost by the decline in visitors.
- Tours from Japan to Las Vegas and Europe now cost the same as a trip to Hawaii. With this new surcharge, the Japan Hawaii Travel Association has estimated that we could lose up to 25 percent of the Japanese market.
- 1.85 million Japanese visited Hawaii last year. They each spent about \$270.00 per day while here. A 25 percent reduction in these arrivals would mean a loss of \$499.5 million in spending, or \$20 million in lost general excise taxes and \$13.8 million in lost TAT taxes below last year's revenues.
- A decline of anywhere near 25 percent in visitors from Japan would be devastating for the travel and tour businesses that focus on Japanese visitors.
- Further, visitor industry experts have estimated that wholesale tour packages account for roughly 40 percent of Hawaii's annual visitor counts. These are often first-time visitors whose selections are increasingly price-sensitive.
- As far as we can tell, there is no other destination in the world that collects a surcharge on hotel rooms from tour operators.

"We are concerned that all of these kinds of changes in a very weak economic market would cause more damage than the benefits it could generate. For the foregoing reasons, I urge my colleagues to vote 'no' on this bill."

Senator Inouye then requested her vote be cast "aye, with reservations," and the Chair so ordered

Senator Taniguchi rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of the bill.

"Mr. President, I just wanted to applaud the work of the Senator from Salt Lake in trying to close this loophole. I'd also like to note that this helps us find the money especially for our teacher pay raises and it's part of our financial plan.

"Thank you."

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"Mr. President, April 5th Honolulu Advertiser article:

'2001 tourism growth recalculated: It's zero.

In a dramatic turnaround that signaled growing pessimism about the months ahead, the Hawaii Tourism Authority yesterday slashed its growth targets to virtually zero

The board's primary target of visitor spending – set just five months ago at 10.3 percent growth for 2001 – was ratcheted back to 0.4 percent’

And for those colleagues who have not received the details of that, I've got a copy and I'd be happy to circulate it. There's some outstanding forecasts and information in this.

“Outrigger Wailea Resort Hotel wrote a letter to me, Mr. President. It says, ‘Our major sources of business on the Mainland, as well as in Asia, are experiencing difficult economic times. We cannot add to the cost of coming to Hawaii without it resulting in losses of business from this important area.’

“National Tour Association, Ed Dressle – ‘There is little doubt that the tour operators and travel agents will sell fewer packages to Hawaii. There is not a lack of destinations for tour operators and agents to sell.’

“The Westin Maui, a very lengthy letter from Ed Sours. The most relevant paragraph is, Mr. President, ‘There are a number of other reasons why this does not make economic sense for us, especially in the face of a weak yen, weakening US economy, an energy crisis in our top inbound state, California, and a tanking stock market. The visitor and visitor industry has been an easy target time and time again. We are nearing the point that we must be aware that one more straw may be the one that breaks the camel's back.’

“Japan Hawaii Travel Association (JHTA) – the good Senator previously spoke of some of the statistics. JHTA currently handles 70 percent of all the Japanese business into the State of Hawaii – that's 1.8 million visitors. They estimate a 25 percent loss in business. Now, I think that may be an overstatement, but if they are correct, that means 450,000 fewer visitors to the State of Hawaii as a result of this additional surcharge. That would represent a loss of \$450 million in spending. The JHTA employs about 6,000 individuals. Statewide, we have 185,000 people employed in the travel industry.

“This bill, Mr. President, discriminates against the budget hotels in the sense that, as the good Chairwoman of the Committee indicated, it may not have been her intention to make this in addition to, but as drafted, this bill is clearly, without a doubt, in addition to on top of the existing 7¼ percent TAT rate. For example, if you sell a room for \$100, your existing TAT is \$7.25. This new proposed flat fee in addition to that existing TAT is an additional \$7.25. The general excise tax on that is \$4.16 – \$118.66 . . . \$18.66 of which is tax. That's 19 percent! The Grand Wailea in my district may sell a room for \$800, which is very common, and would only pay, proportionately, 12 percent – not 19 percent, 12 percent. This is in direct discrimination against those lower budget hotels.

“Those are the type of hotels that the travel wholesalers book into, the budget hotels. Forty-eight percent of the people who come to Hawaii use a travel package. Almost half of those are first-time visitors. Will they continue to come if we pass this? It's not clear. They may or they may not. Do we want to risk it? I don't think it's worth it.

“The changes that we're talking about here are not the only way to solve our fiscal situation, and I take exception that this is the only way that we can fund raises for teachers – by implementing this additional surcharge. That's simply not fair. I think that this is a penny-wise and a pound-foolish measure that will result in significant harm to our number one industry in this State, the visitor industry.

“I want to encourage the Chair of the Tourism Committee to look at this very closely, and if in fact, as she indicated, that it was not intentioned to make this ‘in addition’ but to make it ‘in lieu of,’ there are still problems with ‘in lieu of.’ So I urge all my colleagues to vote ‘no’ on this measure.

“Thank you.”

Senator Kim rose in rebuttal and said:

“Mr. President, I rise in rebuttal. I don't intend to belabor this, but I need to make these points in that I've already said that we need to take a further look at that and there are a number of issues that we would consider.

“When this measure came over from the House, I felt that it was not a workable solution and we were taxing the profits. I'd also like to make a note that this is not the only way we're going to find money to pay our teachers. I believe that we on the Ways and Means Committee with our Chair are looking at every single way, every way that we can get monies out of all of the funds so we can put it together so that we can pay our teachers.

“Let's talk about discrimination. I wasn't here when this body discriminated against timeshares, when the owners, real estate owners, of timeshares were levied with the TAT. Now, I don't see anywhere in the law that says timeshares and owners of timeshares, owners of real estate have to pay the TAT, and yet this body did that. So if we're going to talk about discrimination, let's talk about it across the board.

“What we're trying to do here is to close the loophole. And if in fact there is a loophole, then we need to take a look at it and be realistic about what we're doing. And that's what this Committee tried to do – to take a look at this loophole and see if in fact that we can do this. Now, the people that are yelling the loudest seem to be the hotels – the very same people who levied the tax on timeshares. Nobody said people are not going to come with timeshares. In fact, after we did that, we see Marriott and we see Hilton and all of these other hotels putting up timeshares where a number of travelers, and more and more are growing, are coming via timeshares.

“There are a number of things that we all don't agree with and don't feel that it's the best bill, but let's also talk about statistics. I can go and pull out statistics and show you that every year the hotels have raised their hotel room rates. Nobody talks about that – that people are not going to come here because the hotel room rates are growing higher. If we don't do it, if government doesn't do it, then believe me, go look at the statistics and you will see every year, including the economy hotels, have raised their hotel rates at least \$10.00 a year, and tell me that the people are not going to come.

“So it's a partnership, and I think we need to work together on this. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1389 was adopted and H.B. No. 1589, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 8 (Chumbley, Fukunaga, Hemmings, Hogue, Ige, Ihara, Matsunaga, Slom).

H.B. No. 1400, S.D. 1:

Senator Taniguchi moved that H.B. No. 1400, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of the measure with reservations.

"Here we are faced again with state indebtedness and general obligation bonds particularly. The law requires that we state clearly that we're not exceeding the state bond limit either in the current fiscal period or the fiscal periods that will be impacted.

"If we look through the bill again we find pages and pages of blank sheets. There are no numbers in here. We understand that we need to issue bonds for long-term expenditures and CIP growth, but we also need to realize that we are between the fourth and sixth highest debt state in the nation on a per capita basis and that everything that we do has to be carefully measured and we should know these figures in advance.

"Thank you."

The motion was put by the Chair and carried, H.B. No. 1400, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Buen).

H.B. No. 200, H.D. 1, S.D. 1:

Senator Taniguchi moved that H.B. No. 200, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Taniguchi rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in favor of this measure.

"Before I begin to comment on this bill, I want to ask for your indulgence to acknowledge those individuals who helped to make it happen. I want to first thank all my Senate colleagues for entrusting me with this very important Chairmanship, the Chairmanship of the Ways and Means Committee. While I certainly didn't expect this journey to be a smooth ride, I also didn't expect it to be this enjoyable. It's been a good experience for me, Mr. President. Yes, there have been plenty of challenges, but there also has been no shortage of support. I want to thank my staff and all the members of the Ways and Means Committee – from both sides of the aisle – for their support and diligence. Committee members have done an outstanding job of sitting through long hearings, asking tough questions, and providing much appreciated input in shaping this bill and all the other bills that constitute our financial plan. I want to especially thank my Vice-Chair for her unwavering support and guidance and her agreement to take responsibility for all the bad parts of this bill. Last but not least, I also want to acknowledge the support and guidance of my family, especially my wife Jan.

"Mr. President and members, before you is H.B. No. 200, my first version of the executive budget bill as your Ways and Means Chair. Since December, when the Governor submitted his budget proposal, I knew that we would be faced with some tough decisions. By not making any room in his budget for collective bargaining agreements, the Governor essentially

DARED the Legislature to find the money to fund essential services AND fund the pay raises, especially for teachers.

"Our choices to accomplish this, as I saw them, were to raise revenue, cut current costs, or deny new requests. As all of you know, I have placed a variety of proposals before you that spanned those options. This budget bill before us is the last major piece of our financial plan.

"Mr. President, I am happy to report to you that we have met the Governor's challenge and proved that we can balance our budget. We provided new funding for new initiatives and mandated costs. We continued funding for existing programs. And last but not least, we made room for government worker pay raises.

"I want to clarify my recent statements to the media about making room in the financial plan for pay raises. I am not in any way trying to undermine the Governor's ability to negotiate by my actions. I am merely doing the responsible thing and ANTICIPATING costs for negotiated settlements for both HSTA and UHPA. That's it -- no games, no one-upmanship. Our legislative timetable dictates that I was to have our budget and our financial plan in place by last Friday. I submitted this budget with the belief that our plan should reflect anticipated costs for such settlements.

"And while on the surface it may seem like this bill merely carries the burden of budget cuts, it also provides funding for some very important areas – namely education, social welfare, and public safety. To highlight just a few of the areas that I am especially proud of, I would like to comment quickly on funding for education.

"At the beginning of the Session, my colleagues set out collectively to 'fix the schools.' This budget provides for much needed funding that will go directly to classrooms. It provides for school repair and maintenance, new textbooks, new computers, more teachers and more clerical staff in our schools. It also provides for full implementation of the Hawaii Content and Performance Standards. In total, funding for lower education accounts for more than \$1.2 billion in general funds for each year of the biennium – over 34 percent of the entire state's general fund budget.

"For the University of Hawaii, while we acknowledge that autonomy should bring self-reliance, we provide \$10 million in a lump-sum appropriation for the University to use as it sees fit. We also provide \$56 million in G.O. bonds to allow the University to construct a world-class biomedical research facility. Not only do I see this as an educational endeavor, but an economic development one too. I believe that this project, if fully supported, has the potential to infuse millions of new dollars into our economy.

"Finally, I believe I would be remiss if I did not speak briefly on what I call the major cost drivers of our budget. Gone are the days when our budget was low on mandates and high on options. Today, as I quickly realized, a large portion of our budget is driven by factors just beyond our control. I am speaking, of course, about our fixed and mandated costs.

"First, I am truly worried about the future trend of our fixed costs. While we are able to accommodate for these increases within our six-year budget plan, I am concerned that this trend needs to be addressed immediately. For that reason, I chose NOT to fully implement the Governor's billion-dollar CIP budget. I simply do not think we can afford that additional burden at this time.

"As for mandated costs, we are all well aware of the Felix consent decree. And while I believe that we did an excellent job in scrutinizing the Departments of Education and Health's projected costs for Felix, we can only hope that these agencies strive to contain these costs and provide our children with the services they need and deserve. Unfortunately, Felix is but one of the court or federal government mandates that are driving our budget decisions. Let me remind this body that ADA compliance, the Makin settlement, the State Hospital/Department of Justice Agreement are huge costs looming in our near future. Let's also not forget that we are not out of the woods yet with our prison overcrowding issue.

"But again, I wish to reiterate to my fellow colleagues that this budget before you, as an important part of our financial plan, succeeds in providing for the most crucial needs of our state. It is also a work in progress that is a starting point for our discussions with our counterparts in the House. Please stand behind me as I take this strong Senate position into Conference Committee.

"Again, thank you to all of you for your support thus far. I urge you to support this measure."

Senator Hemmings rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in favor of the budget with reservations.

"It's important for me to state on this Floor that the good Chairman of the Senate Ways and Means Committee, the Senator from Manoa, has done an excellent job. As I enunciated last week on this floor, it was unconscionable for both the Governor and the House of Representatives to send over a budget that did not accommodate the needs to fund collective bargaining. It's coming; we know it; it must be paid for.

"In addressing this budget, I do want to reiterate the fact that this budget and the system does nothing to address the underlying problem – that is that the taxpayers have been extremely generous with state government. That's not my opinion, it's statistics. We pay more on a per person basis than most any other state in the nation for state government.

"When I left the Legislature in 1990, funding for education was approximately \$550 million a year. Now it's over \$1.2 billion and that does not include the hidden costs of Felix. Have things gotten twice as good in the last 10 years? Ask the teachers that are sitting here and don't have a pay raise about how much has improved.

"There is a way to fix the system, Mr. President. The Majority Party, sooner or later, is going to have to come to the reality that the system is indeed broke – broke in the way it functions and broke financially. We have made suggestions. We think we can decentralize public education and put the resources back in the classroom where the children are.

"I have to make an unfortunate prediction here on the floor today, and that is we are facing a looming legal challenge by the 85 to 90 percent of the children in our public education system who are being denied equal access to a good education because a tremendous amount of our resources are going into the Felix consent decree mandates, thus denying a safe educational environment, denying our children from having books. We hear all the time, when we visit our schools, about teachers having to buy their own supplies. The system is broke.

"We have to change the way DAGS acquires goods and services, most especially improvements in our schools. Yes, we can throw hundreds of millions of dollars at the schools, but wouldn't it be better to let the private sector participate unfettered by the procurement laws of this state? We can privatize many services that could be done cheaper and better by the private sector. We can reduce the state workforce through attrition without one essential job being denied. We can provide for civil service reform that would allow all these things to happen.

"I think the good Chairman of the Ways and Means Committee brought up another point that needs to be addressed, and that is fixed costs, Mr. President. We have to change the way we budget for the state. We cannot, year in and year out, assume that the baseline for the budget is the prior budget, because it's flawed and we have been passing on, for 30 years or more, mistakes, and that's because we have these fixed costs that we never re-examine.

"I would suggest, if we're really interested in reforming the way we do our business, that we go to a zero-based budgeting process where every four years we start from zero and have the departments justify their programs and start anew. It's done successfully in other states and, I might add, many, many of the most successful businesses in the world do not go on and on and on with programs simply because they're in the budget.

"So, with these reservations, I will be voting in favor of the bill, but I hope that we can take a long and serious look at the way we do business. I want to ask all of you a rhetorical question, Why has Hawaii been in the economic doldrums for ten years now?

"In closing, Mr. President, I believe there's a better way to spend taxpayer's money, and we better start finding it. Thank you, Mr. President."

Senator Sakamoto rose to speak in support of the measure as follows:

"Mr. President, I rise in support of the measure.

"I thank the Chair for certainly supporting education and the other good things, but I'd like to address some of the comments from the previous speaker, one in relation to the Felix consent decree. Certainly, many of the new dollars to education are going to support the children with mental health disabilities, Mr. President. This is not a law that we created; it's a law that Congress created. It's a law that we have to comply with, and even if there were no law, Mr. President, we need to help the children learn whatever their capabilities allow them to. Even when the consent decree is gone, Mr. President, we'll continue to need to help the children the best we can.

"Certainly, I'm not going to defend some of the inefficiencies that we hear about. Your colleagues to the left and right of you, Sir, are in the effort to work together to resolve some of the issues that are before us. We'll have a resolution coming forth later on, not today but another day, to help deal with some of those concerns.

"I think we can work together to resolve some of the concerns about Felix and spending the money more wisely. Many of those issues are not a tomorrow solution, Mr. President, so I'm glad that in this body we are looking at some of those issues. Certainly we don't want another consent decree of any type. We want to do our best with the resources at hand and accomplish what we can, Mr. President.

"Thank you."

Senator Hogue rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of this measure with reservations.

"I'm glad that the good Senator from Moanalua brought up Felix because there certainly are some tremendous concerns there regarding Felix. As I bring several of these people into my office, I hear over and over again about how the Departments of Education and Health really don't talk to each other and there are tremendous communication breakdowns. So, we need to encourage these departments to begin to communicate with each other and certainly work more efficiently.

"I'm glad to see in this budget that there is as much as \$1.2 billion going towards education, 34 percent of the budget. I think that's great because we should be funding education first and foremost. However, I really believe that this state needs systemic reform, and I agree with the good Senator from Waimanalo and Kailua that we must look at how we budget. We must look beyond what the Governor puts forward and go back to the beginning. When they open the budget worksheets, it really only starts from what the Governor has put forward. Sometimes you've got to go back and see why the money was put there in the first place.

"We need privatization, we need decentralization, and we need civil service and procurement reform to bring dollars back into the system more appropriately. We need tax relief to encourage more monies to come into the business sector. If we get more money into our economy, that will bring on the revenues that we can pay the teachers.

"So I really encourage systemic reform and I think we need to look at it when we look at this budget. Thank you, Mr. President."

Senator Kawamoto rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of the bill.

"Mr. President, most important, I believe, is that the good Chair, the Vice Chair, and the Committee kept focused. We lived up to our promises in the opening day speeches by both the Minority Leader and you, Mr. President. We kept our side of the promise and we kept focused.

"Thank you very much."

Senator Chun rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor.

"I'm encouraged by the words from the Senators of the Minority Party. Yes, we do agree that we need systemic changes. We need to go forward and look at how we are going to improve this state to make it a better place in the future. Mr. President, that's why this Majority Party is going forward to try to improve this system. We are having a bill that supports privatization and we'll be voting on that soon. We also have a bill concerning improving the arbitration process. The intent is to have the parties negotiate rather than have it go to arbitration. This is a better process that will improve the system.

"We've also had bills to look at Felix. We want to make sure that the money that we are spending on Felix is spent

wisely and that's why we are going to support the Auditor to look into those books. Mr. President, we are moving in that direction and we want to look forward.

"Another bill that's important to this plan is looking at our health fund. Mr. President, as you well know, the Auditor came back two years ago and determined that we're losing – yes, we are losing – money in our current health system. One of the big problems is the porting of money from that health system to the individual union plans. Mr. President, the Auditor has come back and the administration has come back through a study to show that we are losing easily \$80 million in taxpayer's funds because of this process. That's why just recently, Mr. President, we have proposed going to a unified health fund to stop that kind of waste and save the state money. I'm glad that we had support from the Minority Party, or at least most of them, on that bill.

"Mr. President, we are looking at making systemic changes. We are firm in our resolve to make sure that we can not only survive this budget year, but other budget years to come. We are also, Mr. President, firm in our resolve that we will support education because that is our future, and we support it with dollars. Even though it is hard decisions to make, we will make those decisions. I thank the budget Chair for basically looking at the budget from that perspective and supporting education fully, not only with his words, but also with his deeds.

"Thank you."

Senator Slom rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of the measure with reservations.

"This budget bill before us is 312 pages. It's got a lot of things in it. It's got some very good things in it; it's got some mediocre things in it; it's got some negative things in it. I think that's part of the problem. Certainly we support what the Chairman has done and recognize the Chair and members of the Committee and the staff for their hard work and their intent and the focus, but you know, last month when we had our last Third Reading bill, the Co-Majority Leader stood up and said, 'You know it's frustrating sometimes. What is it that we can do? What can we do as Legislators to change the process?' And you know, we keep talking about that, What can we do? What can we do? As a result, we basically do nothing.

"We are passing a bill and a budget that is going to be a double-digit increase at a time when this community still has not resolved the economic turmoil that it has suffered through alone out of the 50 states for more than a decade. We have done nothing in the budget or in other legislation to meaningfully turn around our economy to make it better for everyone. Yes, we have passed some tax breaks, and some subsidies, and some streamlining and fast tracking for certain areas of the economy, but not for everyone. We certainly have not done things to turn around the entire economy or to increase a person's standard of living to make people more comfortable here in what they do, even though they have to be forced to work two and three jobs.

"As my colleagues have said, we have not really grappled with the systemic or the basic ideas of change. We talk about them all the time, but we don't do them. When are we going to start doing them? Our time is not unlimited. As we continue to pass greater and greater expenditures of money, what we are doing is putting encumbrances on our children and on their children in the future without doing the things to build a vibrant economy.

"We hold hearings. We have people come in here and they tell us – based on their experience, based on their ability to take the risks themselves, based on their ability to take their own hands, reach in their own pockets – what we need to do. And we thank them very much and generally ignore them and vote for bills that are going to be more of the same – more spending, more taxation, more debt. So, we have to take a look at these things as a whole, and I don't feel that we have done this adequately.

"If you look at the comparison of the bills and the budget figures, certainly we are less than the governor's original budget, we're more than the House's estimate, but still when we look at who's going to pay for all this, it's going to be our citizens, our taxpayers who are already overburdened, over-regulated, and overtaxed. We're asking a tremendous burden.

"We have to get focused more on the idea of creating wealth and creating more opportunities for everyone within our community rather than carving our just small shares. So, I will support the budget process with reservations and hope that in discussions and in Conference we can hammer out even a better document.

"Thank you, Mr. President."

Senator Kanno rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in support of the measure.

"I'd like to commend the Chair of the Ways and Means Committee and his team for a job well done, and I urge my colleagues to support the measure.

"Thank you."

Senator Chun Oakland rose to speak in support of the measure as follows:

"Mr. President, I also speak in support of this budget.

"I would also like to commend the Chair of the Ways and Means Committee and the members of the Committee and staff. I believe that in this budget we have included a number of initiatives that will speak to the prevention and early intervention services that are necessary in actually reducing government costs over time. I also want to commend the body, as a whole, for the support for education and to have included monies for the collective bargaining agreements either anticipated or already settled.

"I would also like to acknowledge the effort to support some of the areas that are very large cost-drivers like the child and adolescent and adult mental health services. In the past, we have not done so. That's why now we are seeing the costs burgeoning for government. I do hope that as we finance these kinds of services, we will see a reduction in the very large costs that we are experiencing now.

"This budget also, I believe, still acknowledges the law that we passed two years ago which de-pyramids the GET, as well as reduces the personal income tax for the next second and third year. So, in terms of the tax burden on both businesses and residents, I believe this budget reflects that.

"Thank you, Mr. President."

The motion was put by the Chair and carried, H.B. No. 200, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO THE STATE BUDGET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 12:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:10 o'clock p.m.

Stand. Com. Rep. No. 1392 (H.B. No. 1000, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1392 be adopted and H.B. No. 1000, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Taniguchi rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of this bill.

"I would just like to note for the record that in the bill there is a CIP appropriation for the Kapolei judiciary complex that was incorrectly listed. We believe that this was a glitch in the printing of the bill. The amounts appropriated for this error were not reflected in the bottom line totals. We had considered amending the bill, however, I believe we can amend the bill in Conference.

"Thank you, Mr. President."

Senator Hemmings rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of the bill with reservations.

"We are in austere times. The judiciary is planning on spending their money renting commercial space in a building next to the judiciary. There are alternatives. We have a very beautiful and luxurious office building that was built and refurbished, and it's now being planned to house a very expensive art collection. Maybe we could use the space to put some needed judiciary services in it, thus, saving the taxpayers a lot of money.

"Thank you, Mr. President."

Senators Slom and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Chun Oakland rose to speak in support of the measure as follows:

"Mr. President, I stand in support of this measure.

"I would like to note that part of the appropriations does include statewide drug courts, and I believe that's a very good direction to go in since we do have a very large drug problem here in Hawaii.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1392 was adopted and H.B. No. 1000, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1393 (H.B. No. 1100, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1393 be adopted and H.B. No. 1100, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of the bill with reservations.

"The OHA representatives were unable to give the Committees that this bill was heard on an adequate accounting of their existing resources. We heard everything from \$393 million down to \$300 million. They gave vague answers on how they are spending their appropriations. They're spending quite a lot on public relations I've noticed, but I don't notice, specifically, how they're spending it to benefit the Native Hawaiians. OHA could not come up with an accounting of what kind of dividends in interest they're receiving on their very large corpus that they have invested.

"So, for those reasons, I think we should proceed very slowly with continued funding of taxpayer's money for OHA. The time will come when OHA should stand on its own as a private institution, completely severed from feeding at the government trough in such a way that it can determine its own destiny.

"Thank you, Mr. President."

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1393 was adopted and H.B. No. 1100, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1394 (H.B. No. 236, H.D. 1, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 1394 be adopted and H.B. No. 236, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in support of the bill with reservations.

"We wrestled a long time with this bill and I think the message we're sending is still not a clear message. We still are not protecting young women from sexual predators. We argued about the changing of the age 14, the lowest in the nation. The House version was 16 and we are at 15. I think we need a stronger bill.

"Thank you."

Senators Hogue and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1394 was adopted and H.B. No. 236, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1395 (H.B. No. 321, H.D. 1, S.D. 2):

Senator Kanno moved that Stand. Com. Rep. No. 1395 be adopted and H.B. No. 321, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"This measure makes substantive changes to a law that has been in effect for only three months, colleagues. It would negatively impact the seriously disabled people who might otherwise qualify for the program. It unfairly discriminates against people who may have a debilitating disease or condition that could benefit from the use of medical marijuana.

"This bill just goes too far, and I think that the law in place needs to be given a chance to see if it's effective or not. Thank you."

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Ige rose and said:

"Mr. President, I would just like to note my reservations on this measure."

Senators Kokubun and Nakata then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1395 was adopted and H.B. No. 321, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 8 (Chumbley, Chun Oakland, English, Fukunaga, Hemmings, Ihara, Matsunaga, Slom).

Stand. Com. Rep. No. 1399 (H.B. No. 600, H.D. 1, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 1399 be adopted and H.B. No. 600, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of the bill with reservations.

"I think the bill goes a long way to streamlining the business registration process, however, along with the streamlining are several fee increases. They have not been justified in terms of the increases, so I support the idea of streamlining and making it easier to register the business, but not additional costs associated.

"Thank you."

Senator Hemmings requested his vote be cast “aye, with reservations,” and the Chair so ordered.

Senator Hogue rose with reservations and said:

“Mr. President, could you put the words of the esteemed Senator from Hawaii Kai down as my words, and I will vote with reservations.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1399 was adopted and H.B. No. 600, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1400 (H.B. No. 384, H.D. 1, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 1400 be adopted and H.B. No. 384, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose to speak in opposition to the measure and stated:

“Mr. President, I rise to speak in opposition to this measure.

“I’m not really sure this bill is necessary, colleagues. The existing law gives teachers and other individuals entrusted with the care or supervision of children the right to use force if necessary to maintain reasonable discipline in a school or classroom setting. While this bill does amend and allow for that same right to be used at school related activities off of the campus, I think that the existing law as written, the teacher or persons otherwise entrusted, would include principals or other individuals who would have close involvement with those children.

“I think that as this measure goes forward, I would ask the Chairs of the two Committees responsible for this to proceed very cautiously on this. While the use of force may be necessary in a very limited situation, I think this is a wrong approach.

“Thank you.”

Senator Sakamoto rose to speak in support of the measure as follows:

“Mr. President, I rise to speak in support of this measure.

“Mr. President, Hawaii Revised Statutes Section 703-309 defines how the use of force on another person is justified under certain circumstances. This legislation would add the principal and the principal’s agent – such as vice-principal, acting principal, or manager – to the list of persons already authorized to use force. Additionally, as previously mentioned, the amendment would recognize the use of force during department sponsored activities off campus.

“The Honolulu Police Department testified that the measure is necessary to ensure that school personnel are authorized to take appropriate and timely action when confronted with potentially dangerous situations. Mr. President, it’s imperative for school personnel, including the principal, to be given necessary legal tools to cope with these conditions without fear of being sued or prosecuted when using their best judgment and

intervening or preventing a dangerous or serious situation from happening.

“Mr. President, we don’t want violent situations. I guess Santana High School on the mainland was one of those situations. Possibly the interpretation of the previous speaker was that these people are already included, but making it clearer will certainly help.

“I urge everyone to vote in favor, Mr. President.”

Senator Hogue rose in support of the measure with reservations and stated:

“Mr. President, I rise to speak in support of this measure with reservations.

“With all due respect to the esteemed Senator from Moanalua, I don’t know what the Santana High School really has to do with this particular measure.

“I would say that since current law already authorizes use of reasonable force by teachers or those entrusted with supervision, it seems only appropriate that it should be extended to principals and principal’s agents. However, this bill is troubling because it expands the use of force to off campus activities. So, at what point, I ask, is the principal or principal’s agent out of his authority? At the stadium, the stadium parking lot, or when the violence perhaps spills into the neighborhood? I think this opens up a lot of questions, so I look to this body to look at this measure with caution.

“Thank you.”

Senator Chumbley rose in rebuttal as follows:

“Mr. President, point of rebuttal please.

“The previous speaker said that this was necessary to prevent lawsuits. Well, this bill does nothing – does nothing – to prevent an individual from bringing a lawsuit against the department or against the individual as the actor, as it’s so-called in the bill. While that person may be acting in their scope of responsibility and would be indemnified, I’m surprised that the members didn’t provide immunity in this bill also. So, you may want to consider that.”

Senator Sakamoto rose to respond as follows:

“Mr. President, a brief response.

“Certainly the bill doesn’t prevent any lawsuit, I agree. The hope would be that it would clarify and eliminate the fear of some of the people who are responsible for the student’s conduct, as well as others, whether it’s on or off campus. If something happens on campus, certainly that’s within the control. If it’s off campus at the school event, certainly that should be under their control.

“I think some of the issues we can’t debate here, but as the measure goes forward, hopefully we can address some of the concerns raised. Thank you.”

Senators Slom, Ihara, Fukunaga and Hemmings then requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1400 was adopted and H.B. No. 384, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE

PENAL CODE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Chumbley).

Stand. Com. Rep. No. 1404 (H.B. No. 828, H.D. 1, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 1404 be adopted and H.B. No. 828, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Hemmings rose to speak in favor of the measure with reservations as follows:

“I rise to speak in favor of the bill with reservations, Mr. President.

“This bill simply eliminates many peers from the jury pool which could lead to problems down the road, and it is unfair for those who are not eliminated.

“Thank you, Mr. President.”

Senator Kawamoto rose to speak in favor of the measure and stated:

“Mr. President, I’m in favor of this bill.

“We didn’t eliminate anybody. This came from the judiciary and they were concerned about a lot of people being exempt. So in essence, what we did was we took out many of the exemptions so there’s more in the pool. We left physicians, dentists, fire and police, but everybody else is back in the pool for jury duty.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1404 was adopted and H.B. No. 828, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COURTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1406 (H.B. No. 1405, H.D. 1, S.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1406 was adopted and H.B. No. 1405, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1457 (H.B. No. 336, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1457 be adopted and H.B. No. 336, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senators Slom and Hemmings requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1457 was adopted and H.B. No. 336, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNT CONTRIBUTION TAX CREDIT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hogue). Excused, 1 (Menor).

Stand. Com. Rep. No. 1458 (H.B. No. 1234, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1458 was adopted and H.B. No. 1234, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO QUEST,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1461 (H.B. No. 1041, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1461 was adopted and H.B. No. 1041, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TEACHER COMPENSATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1462 (H.B. No. 1156, H.D. 2, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1462 be adopted and H.B. No. 1156, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hogue rose to speak in opposition to the measure and stated:

“Mr. President, I rise to speak in opposition to this bill.

“I’ve already stood on this floor and told you what I would do with the hurricane relief money. I just don’t believe that we are setting up the right policy here. According to fund personnel, they tell us that it will cost approximately \$50 million to \$100 million to start up an insurance fund in case there was a hurricane, up or beyond that the feds would step in. So the question is, Why are we trying to up the amount of money in this fund if not for the purpose of raiding it?

“We have already seen that special funds are raided all too often. Who here in this body doesn’t believe that there are not going to be bills set forward in future legislative sessions that will ask to raid the Hawaii Hurricane Relief Fund? For these reasons, and for reasons cited before that I believe that much of the fund should be given back to the property owners, I will vote ‘no.’

“Thank you.”

Senators Matsunaga and Ige requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1462 was adopted and H.B. No. 1156, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 1463 (H.B. No. 1586, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1463 be adopted and H.B. No. 1586, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"I rise in opposition to the bill, Mr. President.

"This bill would extend unemployment compensation benefits to dislocated employees of AmFac Sugar on Kauai for an additional six months. Originally it was going to be for a year. The Department of Labor had expressed its concerns with doing this. We are taking one group of employees, one segment, and we're extending the law just partially. It is bad precedent and I think there are other ways to help these employees.

"We've talked a great deal about training and rehabilitation and that's what we need rather than changing the unemployment compensation laws. Thank you."

Senator Hogue then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1463 was adopted and H.B. No. 1586, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1467 (H.B. No. 462, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1467 be adopted and H.B. No. 462, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to the bill.

"Again, this is one of these measures where we seek to streamline and take a bill and pass it with model legislation. However, as the hearings have shown and the number of drafts, we still have a lot of problems with this bill. I think we should really go back to square one and get a proper grounding as to what we're trying to do with the bill before we try to pass one.

"Thank you."

Senators Hemmings, Hogue and Fukunaga requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1467 was adopted and H.B. No. 462, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 1469 (H.B. No. 503, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1469 be adopted and H.B. No. 503, H.D. 2, S.D. 2, having been read

throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"It gives a great deal of power to DLNR in terms of extending new leases to certain agricultural, aquacultural, and other lessees. I think that the bill, which was changed completely and gutted, now provides that any lease extended or issued shall not be less than 10 years or longer than 20 years in duration. I think we need to look at the whole state lease program itself.

"Thank you."

Senator Ihara then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1469 was adopted and H.B. No. 503, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE LEASES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

At 1:30 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:35 o'clock p.m.

Stand. Com. Rep. No. 1471 (H.B. No. 620, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 1471 and H.B. No. 620, H.D. 2, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 1472 (H.B. No. 860, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1472 be adopted and H.B. No. 860, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Kawamoto rose to speak in support of the measure as follows:

"Mr. President, I rise in support of this bill.

"Mr. President, I'd just like to thank the Maui delegation for making us aware of this concern. It really is for everybody that retired before 1989. This benefit for former retirees that have veteran credits was long overdue and we're not passing this bill. We thank the Ways and Means Committee for passing it out.

"This bill is a feel-good bill. I think many of us should take credit for this. Again, I thank the Maui delegation of Senators that brought this item into light this year.

"Thank you."

Senator Hemmings rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of the bill.

"I share the sentiments of the prior speaker in my support of this bill. Thank you."

Senator Buen rose to speak in support of the measure as follows:

"Mr. President, this bill will let the many veterans who are in their late 70s and 80s now be able to have the few remaining years of their lives to enjoy the \$36.00 a month for each year of credited military service. These veterans for years have come to the Legislature asking the Legislature to pass this bill.

"Thank you to the Ways and Means Committee and also the Transportation, Military Affairs, and Government Operations Committee Chair for working so hard in supporting this measure."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1472 was adopted and H.B. No. 860, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1481 (H.B. No. 123, H.D. 1, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 1481 be adopted and H.B. No. 123, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"The intent behind this bill is a good one and that is to protect the safety and welfare of our children. However, this is not a very well thought out bill. This bill will have a detrimental impact upon the already overburdened and traffic-congested streets and highways throughout our state. Under the provisions of this bill, any person driving within a school zone must drive at 15 miles per hour. A school zone is defined as every street and public property within 1,000 feet of the boundaries of any school.

"Here are a few examples of schools within 1,000 feet of just major highways and I'll cite just a few examples on the island of Oahu where there is in excess of over 150 public schools: Waipahu High School (Kamehameha Highway), 15 miles an hour; Nanaikapono (Farrington Highway), 15 miles an hour; Kahuwela Elementary School (Vineyard Boulevard and H-1 Freeway), 15 miles an hour; Puuhale Elementary (Nimitz Highway), 15 miles an hour; Royal Elementary (Punchbowl Street and H-1 Freeway), 15 miles an hour; Kuhio Elementary (King Street), 15 miles an hour; Kalani High School (Kalaniana'ole Highway), 15 miles an hour; Central Intermediate (Alakea, Bishop and Vineyard Streets), 15 miles an hour; McKinley High School (King Street, Kapiolani Boulevard and Pensacola Street), 15 miles an hour; Farrington High School (King Street, Kalihi Street, H-1 Freeway), 15 miles an hour. I think you get the point.

"Now, if you don't get the point and you get a ticket, the first time is \$400. The second time is \$600. The third time is \$1,000. I would suspect in the future, if passed, it might be a class C felony. So I urge all my colleagues to vote 'no' on this measure."

Senator Kawamoto rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, unfortunately, all the pedestrian bills have died. I realize that the motion to go 45 degrees or 180 degrees is a manner in which people can laugh at, but the bottom line, Mr. President, is that we bang about two pedestrians a day. Some of them die. Some of them get seriously hurt . . . two pedestrians a day.

"In the last 14 years, we have hit 9,573 pedestrians and we have not, in the last 14 years, really addressed that concern. Even my family laughed at us and said that's just as bad as another bill we laughed about last year, so they said why not. If we lived in Las Vegas, the Las Vegas speed limit in school zones is 15 miles an hour.

"So, we're concerned about pedestrians around schools. We're trying to save school children. Maybe in Conference we can discuss interstate highways as an exemption or those streets that are heavily traveled and somehow protect our young people from crossing these streets. But the concern is, bottom line, let our children grow up.

"To drop the speed limit from 25 to 15 is not a thing that we can't live with. So, Mr. President, I urge all my colleagues to vote 'aye' on this bill."

Senator Matsunaga rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure.

"Mr. President, I don't know anything about banging two pedestrians per day, but I do know that this bill, as currently drafted, unfortunately is unworkable, unmanageable, and unenforceable. For the reasons stated by the Senator from Maui, I will be voting 'no.'

"Mr. President, please don't mistake my intentions, I'm all for driving safely and arriving alive, however, this bill, as drafted, would make you drive so slowly, I don't think you'd ever arrive.

"Thank you, Mr. President."

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"Thank you to the Senator from God's country for noting that Hawaii is not Las Vegas and thankfully it will never be so.

"I also want to say that the importance of this particular law, or at least the intent, is to save lives. Just think of the problems that would happen on all the aforementioned highways the Senator from Maui talked about when people just hit their breaks real hard on the highway to get down to 15 miles an hour and how many rear-enders and chain reaction accidents that could be caused. This is the law of unintended consequences.

"If we want public safety, let's at least make laws wisely. Vote 'no.' Thank you."

Senator Kanno rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in support of the motion.

"I'd like to read from page two of the bill, for the benefits of my colleagues, to correct one of the previous speakers. It reads, 'Any person who violates this section shall be fined: (1) Not

more than \$400 for a first offense; (2) Not more than \$600 for a second offense committed within one year of a first offense; and (3) Not more than \$1,000 for a third or subsequent offense committed within one year of a first offense.'

"To state that the first offense charge is \$400 is misleading and untrue. Thank you."

Senator Fukunaga rose and said:

"Mr. President, please note my reservations on this bill. Thank you."

The Chair so ordered.

Senator English rose to speak in opposition to the measure and stated:

"Mr. President, I speak in opposition to this bill.

"In considering the impacts that this would have in my district, in Kahului especially, where I have a number of schools close to each other and then the main arteries go right through town, we're already at a standstill in Kahului, and in Wailuku, and in Upcountry. If we do this, the law of unintended returns will come in and I will be the first to hear of this. I'm sure the Maui delegation together will have tons of e-mails, phone calls, and faxes saying, 'What on earth possessed you guys to do this?'"

"So, we want to protect our children, Mr. President. I also believe in their ability to discern common sense not to go in the streets, and I trust in their parents and in their teachers to teach them not to do this. So, based on this, Mr. President, I will be voting 'no.'

"Thank you."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I, too, rise in opposition to the bill.

"Certainly the safety of pedestrians and our children is not a laughing matter, but the kinds of legislation that we often propose creates more problems. When we talk about school zones, as the good Senator from the canoe district of Kauai, Maui, Niihau and all places west pointed out, we are in a situation where everything is so close together it makes an extreme problem.

"As far as construction zones, I think right now that all of the City and County of Honolulu is one big construction zone. So, I think we need to find other ways of protecting our children and the pedestrians. Thank you."

Senator Chun rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of this bill with reservations.

"My reservations are not based on the fact that Kauai has no freeways, nor is there any school zone on Niihau, but for the fact that I think school safety is important. I believe that we need to do a better job of protecting our children as they make their way to and from school.

"I understand that there are legitimate concerns regarding applicability of this bill to freeways. I don't believe any school-aged child in his right mind would cross a freeway. I think the Senator from Waipahu has already acknowledged the fact that

this bill goes a little bit too far in addressing those concerns, and I would assume that he will act reasonably and prudently as this bill goes to Conference.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1481 was adopted and H.B. No. 123, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPEEDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 13. Noes, 11 (Chumbley, Chun Oakland, English, Hemmings, Hogue, Ige, Ihara, Inouye, Kim, Matsunaga, Slom). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 1487 (H.B. No. 1679, H.D. 1, S.D. 1):

On motion by Senator Chun, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1487 was adopted and H.B. No. 1679, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DILLINGHAM AIRFIELD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 1490 (H.B. No. 1552, H.D. 1):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1490 was adopted and H.B. No. 1552, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 1491 (H.B. No. 118, H.D. 3, S.D. 2):

On motion by Senator Menor, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1491 was adopted and H.B. No. 118, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 1494 (H.B. No. 646, H.D. 1, S.D. 2):

Senator Menor moved that Stand. Com. Rep. No. 1494 be adopted and H.B. No. 646, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill, Stand. Com. Rep. No. 1494, H.B. No. 646, 'Relating to the Sale of Sterile Syringes for the Prevention of Disease.'

"I recognize fully that we want to fight the spread of AIDS. I recognize that the medical and social services are doing just that, but I cannot, in good conscience, favor giving needles to addicts. Contradictory messages are sent to our children – drugs are illegal, but here is your needle.

"There's no convincing evidence that it works. Free needles subsidize drug-related crimes and social problems. Why is the

state helping to continue them? Why do we have drug control programs while we're giving drug addicts needles? Why do police arrest drug peddlers when the state is making available needles over the counter for sale to drug addicts?

"There are alternatives. Drugs are a problem, but there are other ways to address it rather than giving drug addicts needles and dealing with the problems that result. Therefore, I urge my colleagues to reconsider this bill and vote 'no.'"

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1494 was adopted and H.B. No. 646, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 1496 (H.B. No. 761, H.D. 1):

Senator Menor moved that Stand. Com. Rep. No. 1496 be adopted and H.B. No. 761, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senators Slom, Hogue, Chun Oakland, Ige, Fukunaga and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1496 was adopted and H.B. No. 761, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNACCREDITED DEGREE GRANTING INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Taniguchi).

H.B. No. 204, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 204, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Taniguchi).

H.B. No. 590, H.D. 1, S.D. 1:

Senator Menor moved that H.B. No. 590, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I'm voting in opposition to this bill.

"The bill would impose a higher standard of financial responsibility and add new net-worth requirements for HMOs and mutual benefit societies. I think we've tightened up on regulations in the past, and those organizations that fulfill those requirements have caused no problems to the state. What this does is to penalize good businesses that are following the law.

"Thank you."

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 590, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Taniguchi).

H.B. No. 1134, H.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 1134, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Taniguchi).

H.B. No. 1231, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 1231, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 1507 (H.B. No. 514, H.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 1507 be adopted and H.B. No. 514, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"There are over 130 deputy attorney generals in the State of Hawaii. Forty-three percent of them are funded by special funds, which means that they are specified to do a particular kind of litigation or involvement, legal services for a particular type of agency or activity.

"What this bill seeks to do is to continue taking this special funding but to give the Attorney General the ability to move these deputies into any activity whatsoever, again further separating the specialness of the special fund, so I'm voting 'no.'

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1507 was adopted and H.B. No. 514, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPUTY ATTORNEYS GENERAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 1510 (H.B. No. 650, H.D. 2, S.D. 2):

On motion by Senator Kanno, seconded by Senator Matsunaga and carried, Stand. Com. Rep. No. 1510 was adopted and H.B.

No. 650, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVANCE DIRECTIVES FOR PSYCHIATRIC CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 1512 (H.B. No. 1587):

Senator Menor moved that Stand. Com. Rep. No. 1512 be adopted and H.B. No. 1587, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Sлом rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"I think one of the problems that we've had over the last decade or so, in terms of making Hawaii truly the wellness state and having affordable healthcare, has been the state agency SHPDA. SHPDA has been involved in decisions in terms of allocation of health resources and also the building and use of materials in the healthcare field. To continue this state requirement and this state oversight, I think, is going to create more problems in the decades ahead.

"Thank you."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"Back in the '80s, SHPDA was a very popular process that many states signed on to. It has since been abated in many states and many states have completely eliminated the CON process (the certificate of need process), which has done two things in the last 20 years. It's eliminated free and open competition in the medical industry's marketplace, thus driving down resources and driving up costs. Secondly, it's now provided protection for large institutions that hide behind SHPDA in the CON process to protect their semi-monopolies. So, both ways the consumer gets hurt.

"We wonder why the medical care industry in the United States is so expensive and out of control. It's because of acts like this that continue to regulate the industry and make bureaucrats and politicians in charge of the healthcare industry rather than healthcare professionals. Therefore, I will be voting 'no,' Mr. President.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1512 was adopted and H.B. No. 1587, entitled: "A BILL FOR AN ACT RELATING TO ACQUISITION OF HOSPITALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Sлом). Excused, 2 (Kawamoto, Taniguchi).

H.B. No. 451, H.D. 1, S.D. 1:

Senator Kanno moved that H.B. No. 451, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"Mr. President, while the Committee has made some marked improvements to this bill from when we passed it out last time, including the recommendations made by the Attorney General's office to clarify that this is an indemnity and they moved away from the immunity portion of the bill, I'm still curious as to why we only extend this additional protections of indemnity to the educational officers and the teachers associated with the Felix consent decree services. What about the educational assistants in the classroom? What about the department of health employees? What about the department of human service employees?

"It just seems to me as though we're approaching this from a piecemeal basis because someone has cried wolf, and I think that this is bad public policy. Thank you."

Senator Hogue rose to speak with reservations on the measure and said:

"Mr. President, I rise to speak with reservations on this particular matter.

"Not only does it go the way of the slippery slope that the Senator from Maui noted, but it's also discriminatory. On page 2 of the bill it talks about emotionally disturbed children and exceptional children. I know that we've received many calls in our office talking about emotionally disturbed children or adolescents or exceptional children. Imagine if you will, if these terms were African-American, or Part-Hawaiian. I know there would be lots of screams about discrimination here.

"So I think that this bill needs a lot of work. Thank you."

Senator Sakamoto rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in support of the measure – first addressing what the measure does and then hopefully addressing some of the concerns.

"This bill seeks to support all educators and those specific educational officers and teachers who provide services to children pursuant to the Felix/Cayetano consent decree. The risk management program will benefit students, parents, and teachers by establishing a system that will prevent problems from occurring or escalating into a dangerous or litigious confrontation.

"Additionally, the measure seeks to provide our special education staff with a greater measure of security and reduce their fear of personal liability when litigation does occur. Special education has become a very litigious area and teachers are unaccustomed to the threat of suit in their daily work. They're unfamiliar with the process and feel that their personal welfare and welfare of their families are threatened when they are individually named in a lawsuit.

"Additionally, the current process of obtaining representation from the state, though explainable, does not provide a comfort level that educators would like. In fact, it is not until the final adjudication that a teacher can be absolutely sure that he or she will not be held personally liable. Some of the comments, I guess in regards to who this addresses, the teachers and educational officers are the primary ones who make the decisions in the IEP process and are charged with implementing such, so therefore they're named in this measure and they're the ones often named in suits.

"If the language needs adjusting, certainly we've worked with the Senator on other bills and we can work on the language to make it less discriminatory or less negative or whatever to address your concerns. Thank you."

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise to support the bill with reservations.

"First of all, this bill, H.B. No. 451 as originally authored and started out, had to do with premise liability and cases involving public accommodations, particularly restaurants. It was a needed bill and we've punted on this aspect of it. We took S.B. No. 823 and put it in this bill.

"If in fact the Department of the Attorney General would have been doing its proper functions all along, we wouldn't have to be talking about this immunity for the teachers. That's what it's really about. It's about requiring that our agencies that we fund quite handsomely, do the things that they're supposed to do rather than us going out and having to create more laws, hire additional attorneys, and worry about the litigiousness.

"So I welcome the Senator's remarks, the Senator from Moanalua, that he's going to work on the language and so forth. But again, it gets back to the basic point that we're not requiring our agencies to do the things that they are constituted for and that they're funded for.

"Thank you."

Senator Chun rose to speak in favor of the measure and stated:

"Mr. President, I stand in favor of this bill.

"Mr. President, this is not a fictitious situation. At the Committee hearing, I clearly stated that I know of at least two special education teachers who have been sued because of their work with special education students, and the Department of the Attorney General refused – refused, Mr. President – to represent them. This is not an uncommon situation. Our teachers should be free to teach and not be fearful of being sued. The more we continue to have them work under fear, the less they can accomplish for our students.

"Mr. President, this bill is needed. It is not a fictitious situation. It is real, it is happening, and we need to free up our teachers to teach. Thank you, Mr. President."

Senator Ihara then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 451, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Chumbley). Excused, 1 (Taniguchi).

H.B. No. 978, H.D. 1, S.D. 1:

Senator Kanno moved that H.B. No. 978, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of the measure with reservations.

"Again, this is another one of those bills where we've taken a hind quarter and a snout and put it together. The basis of the legislation was the sexual exploitation bill, something that I think that we were all in favor of. However, the hearings showed opposition from the police department and from the office of the prosecutor in terms of some of the problems of vagueness, enforceability, and the fact that, for example, in this bill there is created a class B felony for one who patronizes a minor in an exotic club and yet a person who patronizes a prostitute is guilty of a petty misdemeanor.

"We have problems throughout our laws now, as the good Senator from Maui has pointed out, in terms of the penalties, and they just don't match the actions. So, while I support the aim to end sexual exploitation, this bill I think is going to create more problems and will be challenged.

"Thank you."

The motion was put by the Chair and carried, H.B. No. 978, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Inouye). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 1522 (H.B. No. 469, H.D. 2, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Buen and carried, Stand. Com. Rep. No. 1522 was adopted and H.B. No. 469, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL PERSONNEL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 1523 (H.B. No. 733, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1523 be adopted and H.B. No. 733, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of the measure with reservations.

"How can one talk, in any way, in opposition to renaming the UH Rainbow baseball stadium after Les Murakami? Well certainly that's not my purpose to speak against that. My purpose is to show that we have a problem here. We have something that really does not have to be done by legislation or a special bill. We also have a state law that says that public facilities are named after people that have been dead for at least five years, and I think we're sending a very sad message to someone who is very much alive and making a comeback. Thirdly, we have a situation where the University of Hawaii . . . we keep talking about autonomy but we keep putting our fingers into the autonomy. The University should be free to do what it wants to do with its facilities on campus.

"So while I certainly applaud all the things that Coach Les has done, the achievements of the University of Hawaii baseball team, I think we should allow that decision to be made by the University and not by this Legislature. Thank you."

Senator Sakamoto rose to speak in support of the measure as follows:

“Mr. President, I rise in support of the measure.

“Yes, the Legislature moved the measure last Session, or prior, to allow the voters to vote on autonomy, and certainly we were in support of that.

“This measure does not try to undermine that. However, a provision in the Board of Regents’ provisions says, ‘buildings, other facilities, roads, and programs will not be named for living individuals and ordinarily not within five years of a person’s death, except as specifically provided by law.’ It says, ‘except as specifically provided by law.’ So by that, if this passes, should we come to the end of Session and the board of regents does not take independent action to change the name or at least move in that direction, this bill would be a measure that would permit ‘except as specifically provided by law.’

“So by those very words, this mechanism is in their own very words. Hopefully, the University Board of Regents in their wisdom will not require us to pass this measure come the end of Session, but they will entertain the issue and respond positively to a name change so we don’t have to pass this particular measure, Mr. President.”

Senator English rose to speak in support of the measure as follows:

“Mr. President, I rise in support of the measure.

“You know, Mr. President, I shared the same concerns as our good Senator from Hawaii Kai. What I did was I called Mrs. Murakami and asked her about this because I agree that usually when we name something, we’re naming it after someone who has passed on, and I didn’t want the wrong message to be received by their family. So I called Mrs. Murakami and I explained to her and said, ‘Do you know there’s a resolution and now a bill moving that would rename the stadium after your husband?’ I know that in our local custom we’re very, very cognizant of the fact that we don’t want to send the wrong message. In speaking with her, she was very humble, Mr. President, very grateful for us taking this action, and she said, ‘No, Senator, we do not read this in the wrong way and we’re very, very grateful to the Legislature for taking this action.’ That’s what allowed me to support this.

“I just want it to be very clear for the public and for the record that the family is not reading this in the wrong way and they consider this a great honor. Thank you, Mr. President.”

Senator Ihara rose to speak with reservations on the measure and said:

“Mr. President, I have reservations on this bill mainly because there is no acknowledgment of the University’s constitutional autonomy. If this bill moves forward then I would like to request that in the bill or the committee report there be an acknowledgment and statement that this is of statewide concern, and a justification for that.”

Senator Kim rose to speak in support of the measure as follows:

“Mr. President, I rise to speak in support and just to make a note that the Richardson Law School is named after Richardson, and he is still very much alive. So the University has already set precedence of naming buildings or schools after people that are still living.

“Thank you.”

Senator Hogue rose to speak in support of the measure as follows:

“Mr. President, I rise to speak in support of this measure because it absolutely is the right thing to do – to put Les Murakami’s name on the stadium that is his stadium.

“Les Murakami was there at the very, very beginning, literally moving the rocks around the quarry. He was down here at the Legislature doing what needed to be done to get the funds for this very important stadium. His name deserves to be on the outside of that stadium and it deserves to be there right now before the end of this season, which would have been his final season as the head coach of the University of Hawaii baseball team.

“I encourage everyone in this body to send a message to the Board of Regents that we are doing the right thing in naming Rainbow Stadium for Les Murakami because it is very much his stadium.

“Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1523 was adopted and H.B. No. 733, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1525 (H.B. No. 1216, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1525 be adopted and H.B. No. 1216, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak in favor of the measure with reservations as follows:

“Mr. President, I rise to speak in favor of the bill with reservations.

“This is a very difficult situation. We are in a severe economic downturn as far as the state budget goes. We have many obligations in the public education system. I don’t think we can afford to bow to the needs of celebrations of this nature when we have more pressing things.

“Of course the easy thing to do would be to sit back and just say yes to everything and hope that the Majority Party comes out with proper solutions at the end of this long Session. Unfortunately, I’m not going to do that. I think this is one of the expenditures we can allow the private sector to assume.

“Thank you, Mr. President.”

Senator Kim rose to speak in favor of the measure and stated:

“Mr. President, I rise to speak in favor.

“Mr. President, this amount of money that’s being asked for is a very small amount of money and we talked earlier about our fragile tourism and our economy. This is a nation to nation celebration, and I have visited with these individuals that are spearheading this up and they are looking at raising \$6 million. So

the matching in this bill is really no problem at all. They expect to bring in hundreds if not thousands of people into our economy as tourists for this celebration.

"We have set precedent where we have given more monies to other nationalities and other ethnic groups throughout the years for such celebrations, and I've always said that we need to be consistent. I've always been one to scrutinize our budget, so if we're going to say no, we should say no to all of them. But if we've said yes, then I believe we need to scrutinize them, and as I said earlier, this is not a large sum and I think the rewards we'll get will be more than beneficial to the money that we will be spending.

"Thank you."

Senator Hemmings rose in rebuttal as follows:

"Mr. President, I rise in a short rebuttal of the previous remarks from the good Senator from Kalihi.

"There is an easy solution to this, Mr. President. I would suggest to the good Chairman of the Tourism Committee that the money be used from the Hawaii Tourism fund, which gets a tremendous amount of money from the hotel room tax. This may be a fine expenditure for them to make so that we can leave this small amount along with the hundreds of millions of other small amount dollars that add up in our budget because of expenditures like this. The positive alternative is to get the money from the Hawaii Tourism Authority and reap the benefits of having the Korean Centennial Celebration conduct their business here in Hawaii to the benefit of everyone.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1525 was adopted and H.B. No. 1216, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KOREAN CENTENNIAL CELEBRATION COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1526 (H.B. No. 1391, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1526 was adopted and H.B. No. 1391, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ARTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

H.B. No. 1233, H.D. 1, S.D. 2:

Senator Taniguchi moved that H.B. No. 1233, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Nakata rose and said:

"Mr. President, I have a conflict of interest on this. The agency that I work for receives funding from the Office of Youth Services and this bill contains an appropriation to that agency, so I will be stepping off the floor. Thank you."

At 2:14 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:17 o'clock p.m.

The motion was put by the Chair and carried, H.B. No. 1233, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Nakata).

H.B. No. 171, H.D. 1, S.D. 2:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, H.B. No. 171, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ihara).

Stand. Com. Rep. No. 1532 (H.B. No. 432, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1532 be adopted and H.B. No. 432, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I would just want the record to record I'll be voting 'no' on this appropriation.

"I think the private sector needs enticements, not being underwritten. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1532 was adopted and H.B. No. 432, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MILLENNIUM WORKFORCE DEVELOPMENT PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Sлом). Excused, 1 (Ihara).

Stand. Com. Rep. No. 1534 (H.B. No. 269, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1534 be adopted and H.B. No. 269, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"Mr. President and colleagues, while I agree with the majority of the provisions of this bill, I think that there is a poison pill to be found on page 25, section 11. This section repeals 201B, HRS, which is the authorizing statute for the Hawaii Tourism Authority, effective on June 30, 2003.

"I think that this significantly undermines the attempts of HTA in troubling times where they've already said that the tourism forecast for our state is going to be down. To have this hanging over their head and to go out into the marketplace and work with travel agents and publications and others who market as partners with the HTA, knowing that if this passes there is this provision that will mysteriously sunset them in two years, I

think that creates bad faith on our behalf, the HTA's behalf, and puts a poison pill into this state's number one visitor industry issues.

"Thank you."

Senator Kim rose to speak on the measure and said:

"Mr. President, I don't believe this is a poison pill. I look at it more as a diuretic to clean it out and make sure that we start fresh and new. Thank you."

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1534 was adopted and H.B. No. 269, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 8 (Chumbley, Chun Oakland, Fukunaga, Hogue, Ige, Ihara, Inouye, Matsunaga).

Stand. Com. Rep. No. 1535 (H.B. No. 695, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1535 be adopted and H.B. No. 695, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"This is a bill that has to do with the small business lessees at Kapalama and the proposed move from one business in Kakaako. Everything in this bill raises questions and the questions have not been answered satisfactorily. The whole bill is premised on the Governor's getting his fish tank and other construction in Kakaako, and that may or may not happen. It probably will not happen, in which case, we don't have to displace the 17 businesses in Kapalama that are presently there on month-to-month tenancies.

"The Department of Transportation, HCDA, and DLNR, all of which were supposed to be working with the tenants to help them relocate, have not until very recently made any attempt whatsoever to do that. I understand that even if the bill does not pass, they still are in jeopardy because of a month-to-month tenancy.

"I think we ought to take a hard look as to the proper use of state lands and to the proper treatment of those people that are lessees. The argument was made that they knew what they were getting into, the small business lessees, and that they were paying less than what could be gotten for the land. Well that's not true, because the state was not able to get anybody to go into that land and to use it. Some of these lessees have made improvements and they should at least be given the right to have help in terms of relocating.

"We've done an abysmal job, particularly the HCDA, in the past of trying to relocate displaced businesses, so I'm registering my objections on this bill.

"Thank you."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"The prior speaker, the good Senator from Hawaii Kai, mentioned the state mismanaging state lands. I think a point that needs to bear consideration is that this shouldn't even be state lands. Back in the '80s, President Reagan was divesting remnant lands from federal ownership and this land was up for grabs. The private sector wanted to come in and acquire it for maritime use in and about the harbor area, but the state stepped in and paid, in my opinion, an inflated price for it, acquired the land, has been misusing it since, and it has become a liability. Not only is it a liability for the 17 potential displaced lessees, but it's also a liability for all the taxpayers who have been underwriting the mismanagement of this land when the private sector could have easily stepped in and turned what is now land liability into an asset.

"Secondly, regarding what is the real intent of this effort, it's political, I believe, to replace 17 hard working small businesses with one favored business because that business is being moved out of Kakaako to the benefit of what could be a foolhardy project there.

"So, Mr. President and colleagues, one mistake followed by another leads to a liability for everybody, most especially the taxpayers who are underwriting this and the small lessees of this particular area who are going to be left with no place to hold their business and they'll lose many thousands of dollars in capital improvements they've put into their small businesses. This is bad legislation that hurts the economy.

"Thank you, Mr. President."

Senator Chun rose in support of the measure with reservations and stated:

"Mr. President, I stand in support of this bill with reservations.

"Mr. President, both in the Water, Land Committee and also in Ways and Means, my concerns were focused on one thing and one thing only – and that is, Why are we treating the month-to-month tenants differently than we're treating the other lessees? I asked for a public policy as to what was the public policy behind that determination that they, meaning the state, want to force upon us, the legislators. I got no answer. I didn't get any answer in Water, Land. I didn't get any answer in Ways and Means.

"What they're trying to do is they're trying to place the blame of their inability of finding replacement leases for these month-to-month tenants and put the blame of their inability on us, the legislators. And without a valid public policy of why we should do that, I will not, and cannot support that.

"The other parts of the bill, I think, are valid and should go forward, but until that question is answered, we need to be very concerned about having a public policy statement made to protect the administration and their inability to provide services and relocation assistance.

"Thank you, Mr. President."

Senator English rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure.

"Mr. President, you know the law of unintended returns is all around us. This particular bill, if you go to page 7, section 5,

line 4, talks about dislocated lessees. In describing this it says, 'Dislocated lessee means any lessee engaged in commercial industrial uses who has been or will be displaced.' Then it strikes out some language, 'By the State or any County by the power of eminent domain, or threat thereof, from property which is being acquired or already owned by the State or any County.'

"Now, this would apply universally, and if this does, then let's take the county of Kauai that may have some land that it's leasing out and it needs to use it for something. Suddenly, this law would kick into effect. So the unintended returns of this affects the counties and other state leases. And you know, Mr. President, the bottom line is that if you have a month-to-month lease, it means simply that. That you're renting a piece of property for thirty days and the owner of the property can ask you to leave anytime.

"So, to be fair, I cannot support this because it creates a very special exception for one group of properties. Thank you, Mr. President."

Senator Matsunaga requested his vote be cast "aye, with reservations," and the Chair so ordered

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1535 was adopted and H.B. No. 695, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISPLACED LESSEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (English, Hemmings, Hogue, Slom). Excused, 1 (Ige).

At 2:28 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:33 o'clock p.m.

Stand. Com. Rep. No. 1539 (H.B. No. 1662, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1539 be adopted and H.B. No. 1662, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"A month ago, we all received copies of a report from the Legislative Auditor that talked about the growing power of the executive branch in our state government. The executive branch in the State of Hawaii government is more powerful than any of the other 49 states. One of the reasons for that is because it seems that the Legislature keeps punting or deferring its responsibilities to the executive branch, and the executive branch is very happy to take it over.

"Everybody is now bowing at the altar of high technology in the State, so we have a high technology guru and head who so far has given us the worm virus. What this bill would do is to quantify even more power in the office of the Governor in terms of selectivity for certain high tech companies, the issuance of bonds, and so forth. I think that it is going to reduce accountability and responsibility from the legislative body and that's why I oppose it.

"Thank you."

Senator Tam rose to speak in support of the measure as follows:

"Mr. President, I'm in support of this bill.

"Basically, the bill does two things:

1. Appropriates funds for technology marketing and promotion, bio-technology development, and high technology capital improvements; and
2. This bill also clarifies that the Legislature's approval is required before the issuance of any special facility revenue bonds.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1539 was adopted and H.B. No. 1662, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 1542 (H.B. No. 87, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1542 be adopted and H.B. No. 87, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"Government is driving both parents out of the home and into the workplace, thus creating a need to take care of our children. Unfortunately, government does not make a good parent. I'm voting against this bill in hopes that we in the future can return control of our family's destinies and welfare to families and not to government agencies and programs.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1542 was adopted and H.B. No. 87, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SUPPORT CENTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 1543 (H.B. No. 632, H.D. 3, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1543 be adopted and H.B. No. 632, H.D. 3, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"This is a bill that has to do with the licensure of home and community based care and management agencies with the Department of Human Services.

"The Department of Human Services has indicated or has shown in the past its inability to work with these care home operators. Right up until the hearing that we had just the other day, there was still dissension and, from my standpoint, an inability for this department to work with these small businesses, so I'm casting a 'no' vote.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1543 was adopted and H.B. No. 632, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Menor, Slom).

Stand. Com. Rep. No. 1545 (H.B. No. 513, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1545 be adopted and H.B. No. 513, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senators Slom, Hemmings and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1545 was adopted and H.B. No. 513, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 2:37 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:38 o'clock p.m.

Stand. Com. Rep. No. 1546 (H.B. No. 143, H.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1546 be adopted and H.B. No. 143, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of the measure with reservations.

"This is one of those bills that will increase the cost to the taxpayers and increase the cost to the Legislature. It is, however, specific to per diem, which our neighbor island Legislators receive.

"The increase is from \$80 to \$120 per day for food and lodging, air travel, car expenses, and registration fees if applicable or handled separately. Certainly, we are in a unique situation here where it is a hardship for neighbor island Legislators and there should be a fair and reasonable per diem. But I think again when we're looking at the overall picture of costs and everything else, that we should be prudent in how we raise those rates and maybe this is not the appropriate amount to raise it.

"Thank you."

Senator Hogue rose in support of the measure with reservations and stated:

"Mr. President, I also rise in support of this measure with reservations.

"I don't live on the neighbor islands so I really can't speak to that particular issue, but I want to talk about the fact that air travel, car expenses, etc., for out-of-state travel will be rising from \$130 to \$195 a day.

"Essentially, it appears, at least to the taxpayers, that we're giving ourselves a raise for out-of-state travel. I don't think this is the type of message that we want to send. If that means that we have to stay in budget hotels, then so be it.

"Thank you."

Senator Hemmings requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1546 was adopted and H.B. No. 143, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1550 (H.B. No. 1256, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1550 be adopted and H.B. No. 1256, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Inouye rose to speak in support of the measure as follows:

"Mr. President, I speak in strong support of H.B. No. 1256, S.D. 1, Relating to Beverage Container Deposit Systems.

"The purpose of this measure is to institute a beverage container fee program to promote recycling of glass, aluminum, and plastic beverage containers by placing a refundable fee on all non-dairy beverage containers.

"Litter is a problem in Hawaii and is an eyesore for residents and visitors alike. Litter spoils our scenic vistas and degrades our quality of life. Switching to refundable bottles is one strategy that has been effective in other states in limiting the number of beverage containers that are casually discarded on the ground instead of being properly disposed of.

"Sometime ago, Hawaii state law established a goal to recycle 50 percent of the waste stream by the year 2000. Today, the current statewide recycling rate is 24 percent and falls far short of that objective.

"Without the benefit of a container deposit system, it is estimated that existing drop-off systems in the state are already capturing 20 percent of available recyclable materials. In contrast, container deposit systems operative in 10 states around the country achieve 80 percent recovery on average.

"The Hawaii program most closely resembles the Alberta, Canada system that has a redemption rate of 80 percent for the last few years. At an 80 to 90 percent return on the containers, the state should have sufficient funds to cover its costs.

"Besides enhancing recycling, a container deposit program will significantly reduce litter as beverage containers currently account for 40 to 60 percent of our community's litter.

"Container deposit systems create jobs, and help to reduce the costs of disposal, recycling, and litter cleanup, which is currently being paid for by local government and taxpayers.

"Also, Hawaii's tourist industry would benefit from an improved environmental image with cleaner roads, parks, beaches, and visible demonstration of our local commitment to keep Hawaii a paradise.

"Though this bill has a defective date and a blank refundable fee, this bill should go forward for further discussions in Conference, and I urge my colleagues to please support passage of this bill and keep Hawaii's environment clean.

"Thank you."

Senator Hemmings rose to speak on the measure and said:

"Mr. President, this bill supports a concept that I think we all sympathize with and it's working effectively, the concept, in other states. However, those states do not have a punitive economic environment like Hawaii's.

"I believe there is a way to have the best of both worlds – to have a meaningful bottle clean-up bill that would keep the environment clean from this pollution without putting additional strain on the small businesses. I'm hoping that leadership and the committees concerned will amend this bill to do just that.

"Thank you, Mr. President."

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"While I certainly support and practice recycling, and do not oppose the idea of a bottle bill per se, this is certainly more than that. This is a bill that is extremely broad, and will negatively impact businesses, particularly small businesses.

"I think one of the things that really creates a problem for me is, in addition to the deposit fee, there is the two cent fee which goes to the state. That two cent fee, which is a tax, it's a new tax, is held at two cents only for the first five years, and then we would see that perhaps that would rise to four cents, six cents, whatever.

"There are also requirements in there for the creation of redemption centers and additional costs and paperwork for businesses. One has to ask the question, What happens with little leagues and schools and other activities where they sell containers? Do they become involved as a dealer and do they, too, have to have redemptions? There are a lot of questions that are unanswered in this bill and it goes far beyond the scope of just recycling.

"As to the problem of litter, we have had this problem for quite some time. We have laws against littering. Many people have shown that the laws in fact are not enforced. This is not the way to go – to penalize everyone, the consumers and small businesses, to try to get that problem and to encourage recycling. In fact, we've had hearings over the years. People that have been in the recycling business in glass, in cans, and bottles, have come in and told us what they need, and what they

basically need is an improvement in this business climate, not additional costs and a new tax.

"Thank you."

Senator Tam rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to vote in favor with reservations.

"I'm in favor in terms of litter control, fellow colleagues, but my only concern is that by giving incentives in terms of a dollar return basis would not encourage people to dispose of litter properly.

"What is needed in addition to this bill is an educational emphasis in terms of conservation. Our litter programs in the schools only work because there's education involved where the students believe in the litter program. The dollar figure does not really account for in terms of people disposing of litter properly.

"Thank you."

Senator Chun rose to speak in favor of the measure and stated:

"Mr. President, I rise in favor of the bill.

"Mr. President, I am in favor of recycling. I am favor of this bottle bill. However, I am concerned that we need to look at the bigger picture of recycling – and that is, What do we do with the end product? Once we have the bottles, once we have the cans in the recycling centers, what do we do with them? Where do we deposit them? How do we dispose of them?

"It is true that the recycling centers or redemption centers will have to be licensed by the Department of Health as solid waste facilities. However, that doesn't answer the question, Where does it go? The only benefit, Mr. President, of recycling is (1) either we can reuse the things that we want to recycle; or (2) we can dispose of them without landfilling, which is another environmental problem. We have not addressed that question. I think as we go on and discuss this issue, we need to look at what the end use of this product will be.

"This is not the end but it is a beginning, and that's why I support the bill, Mr. President."

Senator Buen rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor with reservations on this bill.

"I do support recycling and supporting the environment in keeping it clean. I am happy to see that there is a blank amount in the bill with a defective date. However, I am concerned about the economic negative impact to the businesses, and so I'm supporting it with reservations."

Senator Ige then requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Hogue rose to speak in support of the measure as follows:

"Mr. President, I rise in support of this measure.

"I just wanted to bring this up in front of this body . . . I've lived in other states where they had similar measures like this. I

have seen it work, and I have seen areas really cleaned up. I have seen that those economies there can advance themselves.

"Yes, there are some flaws in this particular bill, but we don't need to reinvent the wheel. We can look to other states that have similar measures and can find out how they've been able to put this in place.

"I think there is a stronger statement that could be made here – and that is, I believe that this body, this Senate, can send a strong statement to the entire State of Hawaii that we must do more to clean up our state, to make it a beautiful place, to clean up our environment. We can do that through public relations, through education. We have a beautiful place in which we live. We need to take care of it much, much better.

"Thank you very much, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1550 was adopted and H.B. No. 1256, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1551 (H.B. No. 135, H.D. 2, S.D. 1):

Senator Kanno moved that Stand. Com. Rep. No. 1551 be adopted and H.B. No. 135, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Chun.

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"As a parent of four children I think I already told you this the last time we talked about this measure. It just puts too much of a strain on any parent, I believe, who would try to put all of his kids in child restraint seats in a car and get anywhere.

"I wanted to advance that discussion, if I could just a little bit, because I have seen what has happened to child restraint seats after a couple of years. It's amazing the things children will do to these child restraint seats -- they get filthy, they're disgusting, they smell, they fall apart, they are horrible. I'm not talking about children now; I'm talking about the child restraint seats.

"So unless this measure would add a provision to check the safety and viability of car seats, it certainly would not go far enough. The only thing this bill is good for is the child car seat industry, and I will vote 'no.'

"Thank you."

Senators Kim and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition of this measure.

"It's difficult to stand here and oppose something that, on the surface of it, seems to make a lot of sense – and that's protecting our children. However, the way this bill is drafted, it's going to be very problematic and there are tremendous concerns with this.

"For those of you colleagues who haven't been here through some of the years of debates surrounding this issue, when children age three were required to be in a child's safety seat, it was a very contentious and difficult debate to raise it to age four, one year. You can compare this, if you want, to something like age of consent as we're talking about 14, 15, 16, and what's the right age.

"All of a sudden, in this bill, we're doubling it from age four to age eight. Is that capricious or arbitrary? How do we come up with age eight? I'm sure that the safety council and the good Chairman of the Committee can cite numerous studies that say maybe age eight works, maybe age seven works, maybe age four is the right age, maybe it should stay the way it is.

"I think that what we're doing here is taking some of the responsibility away from parents. If you have a young couple with three or four children, and a small car, how are they going to put all of these child safety seats and these booster seats into a car? It's going to be extremely difficult. But shouldn't that parent take the responsibility if they feel that's the right thing to do? Here we go, government telling them that if you're under 80 pounds and you're 7¾, you've got to be in that safety seat, or the booster seat. I don't think that's appropriate.

"The second part of this bill, which we have failed to bring up to this point, is that in the last committee under jurisdiction of this bill, it was amended. The child age limits of riding in the back of a pickup truck, which has been age 12 (so if you're 13 and above, you can ride in the back of a pickup truck), was amended to say now it's 17 years and above. So you've got to be age 18 to ride in the back of a pickup truck. When we had this debate, we went through the same contentious, difficult discussions and it took years to even implement it at that age of 12. Maybe there were some deaths during that time and those deaths should have been avoided by personal responsibility. But by raising it to age 17, it's going to have a negative effect to families who can't afford a second car, who only have a truck for their vehicle, who on the neighbor islands don't have public transportation. This is something that just goes too far and I want to urge everyone's caution as you look at this.

"Opposing this bill doesn't mean that you're opposed to safety. But there's got to be some balance in what we do and some thought to it, and I think both of those are lacking in this bill. Thank you."

Senator Kawamoto rose to speak in favor of the measure and stated:

"Mr. President, I rise in favor of this bill.

"Mr. President, again, as the previous speaker said, this is a concern of safety. I don't stay up at nights thinking of all these bills as many of you may think I do. (Laughter.) They come from people that are really sincerely concerned about the safety of our young people. This came from KIPC. As far as the booster seat, it's not seatbelts, it's a booster seat for young people because they say the seatbelts are dangerous in itself for a younger child.

"As far as the pickup trucks, we had one death this year, a 16-year-old. But my concern to this one was that, as we held signs out for candidates that were running for election this past year . . . Waipahu now has the soccer mecca of the State. We have a stadium. We're going to get 30 soccer fields with young people from Hawaii Kai, Waimanalo, and Waianae. Nine times out of ten, the cars that go down Waipio Access Road are full of young people behind the pickup trucks. Let me tell you, Waipahu Access Road is not the best road in the world and only

a slight bump could eject two or three of the six that are riding in the back of the pickup trucks.

"I'm not saying Texas has the best laws in the world, but in Texas, it's a violation to have a dog in the back of the pickup truck.

"Ladies and gentlemen, when we started the pickup trucks a while ago as the Senator from the Maui and Kauai canoe district has indicated, we went into a lot of discussion on the age, and we finally came up to 12. This year, the opportunity arose that we could again look at the age. We feel as though raising it up to 17 is the proper thing to do, so I urge my colleagues to vote 'aye' on this bill.

"Thank you."

Senator Matsunaga rose to speak in opposition to the measure and stated:

"Mr. President, I request a ruling on a potential conflict. Mr. President, I have a daughter age 7 and a daughter age 4 who'd be directly affected by this measure. (Laughter.)

"Mr. President, I rise in opposition to this measure.

"Mr. President, first let me state that I commend the Chair of the Transportation Committee. I have no reason to doubt his statement that he does not stay up nights thinking about these measures. What I do have some concerns with is the overreaching and broadness of this bill.

"I think this bill would have a chilling effect on reasonable carpooling as we know it now in our State. As the father of a 7-year-old, and many of you have young children too, I realize that my daughters are going to many different events. Whether it's the girl scouts, whether it's martial arts, soccer practice, hula lessons, or the very young Democrats meeting, they're carpooling. Mr. President, I know you can sympathize with me because you and I drive the same type of car – a four-door sedan where we could only fit two booster seats in the back. We can't put any children in the front seat because of airbags, so if I have my two daughters in the back seat, I would not be able to take any of their friends to the very young Democrats meeting.

"Mr. President, as a result, what you're going to have is you're going to have more cars on the road, you're going to have more traffic, you're going to have more exhaust in our environment. Mr. President, I would urge all my colleagues to vote 'no.'

"I would like to add one thing to the statement made by our good center of the Senate basketball team. He stated that there's nothing more disgusting than a child car seat, but I would propose that there is something more disgusting, and that's underneath the seat when you take the seat out.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1551 was adopted and H.B. No. 135, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 16. Noes, 9 (Chumbley, Hemmings, Hogue, Ige, Ihara, Matsunaga, Matsuura, Menor, Slom).

At 2:59 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:02 o'clock p.m.

At this time, Senator Slom rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"During the recess, I did huddle with my colleagues here and I wanted to assure the good Senator from Palolo that we have enough automobile power here to pick up all the little children and take them to the not-so-young Republican meetings so that they will be safe and sound and they will get a proper grounding on the overreach of government. So, you can see us after the Session, Senator.

"Thank you, Mr. President." (Laughter.)

Senator Hemmings then rose on a point of personal privilege as follows:

"I rise on a point of personal privilege, Mr. President.

"I'd like to clarify my vote on Stand. Com. Rep. No. 1550, H.B. No. 1256 and Stand. Com. Rep. No. 1551, H.B. No. 135. Mr. President, when I spoke, I spoke with reservations with the intent of voting 'no.' I wish the clerk to record my intent, which was 'no' votes on those measures. Thank you, Mr. President."

The Chair so ordered.

Stand. Com. Rep. No. 1552 (H.B. No. 1016):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 1552 was adopted and H.B. No. 1016, entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERS OF THE BOARD OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 771, H.D. 1, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, H.B. No. 771, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1211, H.D. 1, S.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, H.B. No. 1211, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

H.B. No. 1245, H.D. 1, S.D. 1:

Senator Taniguchi moved that H.B. No. 1245, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"This bill of course was the classic bill of raiding of special funds. While the purpose is noble and we certainly want to stand with the Ways and Means Chairman to appropriate funds for the resolution, the successful resolution of the teachers strike and so forth, we cannot keep doing this. We cannot keep creating special funds that are not special and are not earmarked and not guaranteed and then dumping them when we please and put them in the general fund. That's what this bill does.

"When we have testimony before Committees saying, for example, that we have to fix our parks and then we raid the money from the parks fund and then we try to raid money from the transient accommodations fund or the tourism fund to pay for parks, it just doesn't make sense and it shows that we do not have a coherent budgetary or fiscal policy. We've got to stop doing this. It's got to stop somewhere, Mr. President, and that's why I'm voting 'no,' not because I'm opposed to the objective of the bill or the beneficiaries of some of the actions of the bill.

"Thank you."

Senator Sakamoto rose to speak on the measure as follows:

"Mr. President, sometimes you're very quick at the trigger and I was going to make a comment to the previous speaker's remark.

"To the comment on special funds, Senator, I would rather have special funds than have each of the proponents and opponents of every single good thing that is listed in special funds to come before us each year and to have measures flying back and forth in this body saying we need two cents for that and eighteen cents for that, and blank amounts for that.

"Special funds were set up for a purpose. Unfortunately, some of the amounts in the special funds, either when the funds were first set up or as the funds moved along, are not the appropriate amount. Using some of the excesses is a good, fiscally responsible thing. If you set aside money for car seats, for your Democratic Party rallies, or for Republican old folk homes, and there's too much money in the reserve account, you change it and use it for a better purpose.

"So, I applaud the Chair for using the money for a better purpose such as education and meeting the current obligations of our State."

Senator Slom rose to respond as follows:

"Mr. President, I rise to respond to the good Senator from Moanalua who made his remarks not in the Journal but on this Senate Floor, Mr. President.

"With all due respect to the good Senator, first of all, in this bill . . . I didn't even have a chance because I wanted to be brief. I wanted us to be out of here for dinner or late evening. It also raided the rainy day fund, the emergency fund. The whole purpose of that fund was to talk about emergencies, and now we redefined what emergencies are. We're redefining what the purposes of the special funds are.

"Those special funds that we create in this Legislature are for a specific purpose, and we're told because we need to allocate the money and earmark the money to do that, and then we know full well we're not going to do that. That's dishonest. It is not good accounting. It is not good fiscal procedures. It's not just my opinion. We can look at the tax foundation. We can look at other people that have looked at this procedure. It is a way of

hiding funds and disguising it from the public. And would I like to have everybody come in and ask for their two cents here and fifty cents there? You bet I would, because what we need is more of an open process.

"We do too many things behind closed doors and we lump everything together, and legislators and the public cannot find out exactly what we're doing. That's part of the problem right now. So if we're going to be fiscally responsible, we've got to first of all be fiscally honest. And if we're saying that we're putting funds away, and then we find out that we have too many funds, that means that we've overtaxed and over-regulated the people to get those funds there in the first place.

"Let's keep it clear, and simple, and open, and let's discuss it on that basis. Thank you, Mr. President."

Senator Sakamoto rose and said:

"A short follow-up, please.

"Mr. President, when I left my home this morning, it was raining on me and the teachers, Mr. President."

The motion was put by the Chair and carried, H.B. No. 1245, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Stand. Com. Rep. No. 1558 (H.B. No. 407, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1558 was adopted and H.B. No. 407, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1560 (H.B. No. 554, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1560 be adopted and H.B. No. 554, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"This bill gives the Hawaii Community Development Authority the ability to issue special facility revenue bonds for what they deem to be eligible projects. Again, we have seen that the Legislature, I think, is not taking full responsibility for the accountability of fiscal measures and I oppose this.

"Thank you."

Senator Tam rose to speak in favor of the measure and stated:

"Mr. President, I stand in favor of H.B. No. 554, H.D. 2, S.D. 2.

"The bill provides for special facility revenue bonds for an ocean science center, a multi-cultural village and ocean park in the Kakaako Community Development District.

"This bill embraces the development of a community involving state land for local community family usage.

"I thank the various community groups at the public hearings on their visions beyond that of Governor Cayetano's limited vision.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1560 was adopted and H.B. No. 554, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

H.B. No. 815, H.D. 2, S.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 815, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1563 (H.B. No. 173, H.D. 2, S.D. 2):

Senator Menor moved that Stand. Com. Rep. No. 1563 be adopted and H.B. No. 173, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Inouye rose to speak in support of the measure as follows:

"Mr. President, I am in support of H.B. No. 173, S.D. 2, Relating to Renewable Energy Resources.

"This bill establishes goals for electric utility companies to implement renewable portfolio standards, which include a minimum percentage of renewable energy resources or energy efficiency programs within their overall resource portfolio. It also provides net energy metering for eligible customer generators.

"Mr. President, production of energy from locally available sources has long been a state objective, and instituting a renewable portfolio standard has been identified as the single most effective means of accomplishing that and Hawaii's other energy objectives.

"The recently completed analysis have confirmed that a standard of 10.5 percent by the end of 2010 would be reasonable and cost effective. Analysis also shows that such a standard is not likely to result in increased costs and could very well reduce costs to taxpayers through decreased reliance on imported oil.

"Though I'd like to see the stronger language in S.D. 1, this measure should move to Conference for further discussion. H.B. No. 173 also contains language on net energy metering. Net energy metering would support Hawaii's energy objectives by encouraging the use of renewable energy through the diversification of our net energy sources, reduction of the need

for imported oil, support of local businesses, and reduction of pollution and greenhouse gas emissions. To date, net energy metering legislation has been enacted in 30 other states.

"Mr. President and members, I urge everyone to support this measure. Mahalo."

Senator Hemmings rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, someday I think we'll realize that this bill's time has come and this will be a real sleeper for the future well-being of this state. I want to recognize the good efforts of the Chairman of the Water, Land, Energy, and Environment Committee in her bipartisan effort to have our state be weaned from fossil fuel energies.

"If nothing else, Mr. President, we saw, from the visitor we had in your caucus room this afternoon for lunch, the vivid illustration of the energy problems our country is facing by being over-dependent on fossil fuels and not managing our energy resources correctly. The State of Hawaii should have been, many years ago, the petri dish for energy diversification and the scientific development of other ways to power our day-to-day lives.

"We have the tremendous blessings of nature that could help diversify our energy sources. We have on the Big Island, everything from wind to solar energy and of course the geothermal wells at Puna. We have tremendous technologies developing with fuel cells. Someday, we may have houses and cars totally independent of outside fossil fuel needs by being independent with fuel cells.

"This bill is a small step in the right direction. I regret it's so late in coming, but it is a step in the right direction. I applaud the Committee Chair who has been at the forefront of developing this process. If anything this Legislature could be proud of this Session, it would be taking a step towards energy self-sufficiency, and this bill is a step in that direction.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1563 was adopted and H.B. No. 173, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1565 (H.B. No. 202, H.D. 1, S.D. 2):

Senator Menor moved that Stand. Com. Rep. No. 1565 be adopted and H.B. No. 202, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kanno.

Senator Hogue rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of this bill with reservations.

"It's a two part bill. The first part has to do with clean claims. I really don't have a big problem with the clean claims provision. However, there was a rather interesting quote from HMSA in this bill. When it was talking about this bill in Committee, HMSA has received 'no complaints from

participating providers with respect to this law.’ So I’m not sure if it’s needed.

“Then later, there was an amendment, and this part two is where the problem is because it was tacked on after the bill crossed over. This part attempts to add another well-intentioned, mandated health insurance benefit. And that could drive up costs exponentially to businesses. Besides that, it goes beyond the spirit of the law, if not the letter of the law, because it would enact new mandated benefits without first getting the approval of the legislative auditor.

“I certainly hope that we will look at this second provision before it goes any further, and that’s why I’m voting with reservations. Thank you.”

Senator Slom rose to speak against the measure as follows:

“Mr. President, I will be voting ‘no’ on this bill, precisely because it is another mandate and precisely because it does extend existing benefits.

“Certainly we should have mental health parity and we should have parity for all of the other health provisions as well, but this bill does not really do that. The mandates are going to be costly, and they are not going to be fair to all concerned.

“Thank you.”

Senator Chumbley rose in support of the measure with reservations and stated:

“Mr. President, I rise to speak in support of the measure with reservations.

“During the Committee hearing, we had a very spirited debate. Towards the end of the hearing when the Chairs made their recommendations, the good Senator from Kauai had brought up a point about the drafting of the bill and the potential conflict that it does not address and exempt out those Felix services as the parties had intended. I do want to continue the discussion on this measure, but I do have very serious concerns about the mandate on business to expand this coverage and also the drafting of the bill.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1565 was adopted and H.B. No. 202, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1568 (H.B. No. 271, H.D. 1, S.D. 1):

Senator Menor moved that Stand. Com. Rep. No. 1568 be adopted and H.B. No. 271, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Hogue rose to speak in opposition to the measure and stated:

“Mr. President, I rise to speak in opposition to this bill, and also I will rise in support of the good Senator from Maui, who I’m going to read some of his testimony.

“Currently, we prohibit paying car rental agency employees any compensation for so-called collision damage waivers or CDWs when they go to the car rental agency. We enacted the

current law because, as the good Senator from Kahului, Maui so eloquently and passionately pointed out in our CPH Committee, these companies practice abusive, hard sell tactics with these highly profitable add-ons.

“The normally soft-spoken Senator told us, if you tried to refuse the CDW, the employees wouldn’t take no for an answer. They keep on asking you again and again. If you persisted in declining, they’d walk you out to the car and make you stand there as they slowly inspected the rental car for every single ding and scratch on it. And then sometimes they still wouldn’t take no because they would put it in anyway and hope you wouldn’t notice.

“The rental car companies would have you to believe that those bad old days are gone and they’d only evaluate their employees ‘indirectly, rather than directly, for the profits brought in by CDWs.’ Well, it really doesn’t matter whether they evaluate their employees directly or indirectly. If the employees get paid for these add-ons, they will push the poor Senator from Maui beyond reproach.

“So therefore, Mr. President and colleagues, because the CPH Committee not only stands for commerce but consumer protection, I urge you to follow the strong, passionate words of the Senator from Maui and vote this measure down.

“Thank you.”

Senator English rose in support of the measure with reservations and stated:

“Mr. President, I have to say . . . Mr. President, this is a very difficult one for me because I will support this measure with extreme, extreme reservations and here is why.

“This is something that is very distasteful to me, and I do not like the way that the industry does this. But, in our jobs as Legislators, we have to sometimes look at the merits of things, despite our own personal dislike for it. And that’s what I did here. I looked at this very carefully, and I have an extreme – extreme – reservation about voting. It’s almost no. The ‘n’ is being formed . . . NNNNN . . . yes, all right. But I see enough movement, Mr. President, between the DCCA and Catrala, the industry’s lobby group, that I think this can be worked out.

“Now, I can tell you that the lobby group went so far as to have a couple hundred faxes sent to me from workers saying that they’re being paid minimum wage and that this will give them more money, which then leads me back to the original argument. Because if they were being indirectly compensated for this and it’s not a direct commission, then why are these people who are being paid minimum wage, which hopefully we will raise, so passionate about this commission, unless they will be paid directly?

“So, the lobbyist Catrala maybe did such a good job that maybe I may step over the line. Nonetheless, I’ll support the Chair on this because I think they’ve made enough of a good faith effort to move it forward. But I thank the Senator from Kaneohe for so eloquently quoting me in Committee.

“Thank you.”

Senator Chumbley rose to speak in opposition to the measure and stated:

“Mr. President, I feel compelled to rise to speak in opposition to this measure.

"The good Senator from Kahului, if he only used his American Express card, would not have to worry about it, because when you use the American Express card to rent a car, you're covered with CDW. So now everyone knows the secret.

"Mr. President, I, too, received a flush of faxes over the weekend and late yesterday too – all from employees, all a form letter, all signed by employees – saying how they were being evaluated against their mainland counterparts, and that if this law was to pass, they would be able to be paid indirect commissions and earn a little bit more money. The rental car companies can already pay them more money. If they really want to do it, they can do it. They don't need the law to say that only if we make more money through CDWs, through pressure tactics to the consumer, that I'll pay you more money.

"So I think that the companies really need to think about how they're treating their employees and the hammer that they're holding over their head in comparing them to their mainland counterparts. Remember, use the card."

Senator Matsunaga rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure.

"Mr. President, I, too, have struggled with my decision on this measure like the normally soft-spoken Senator from Maui. But based on the convincing arguments from the not normally soft-spoken Senator from Kaneohe, and the not normally soft-spoken Senator from East Maui, I think I will vote 'no' on this measure.

"My concern is the impact upon our golden goose – and that's tourism – and the goslings, which are tourists. Mr. President, I'm concerned that the first impact that our tourists might have upon arriving in Hawaii would be, first they would be leid and then they would be skewered (I said skewered) by the rental car company.

"So I will vote 'no,' Mr. President. Thank you."

Senator Sakamoto rose in support of the measure with reservations and stated:

"Mr. President, I rise in support with reservations.

"I don't know about cooked goose, but I do know that yourself and our colleagues as well as other tourists do not only come here. They travel to many locations. And if the way of doing business here, if we feel we have to protect everybody more than we protect them somewhere else, I think we have a problem. I do believe we shouldn't get to the point where we take advantage or car rental companies take advantage of people, but I think the Chair understands some of the concerns, and I've expressed some suggestions. Hopefully the measure will be improved if it goes forward, Mr. President."

Senator Menor rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of this measure.

"I wholeheartedly agree that my esteemed colleague from Kahului is a very wise individual because he has made a decision out of his wisdom to support the Chair, and he sees definitely the merits of this bill. So, for reasons that are maybe not quite the same as the Senator from Waimanalo, I do thank the Senator from Kahului for his support of this measure, understanding, however, his reservations.

"I did have several responses to the concerns that have been raised about this bill, which I think are important to note because they help to clarify this measure. First of all, when the Legislature passed the current law in 1990, barring the payment of any commissions based on collision damage waivers, it was because of the abuses that were taking place. These abuses were in large part due to the fact that the sales were based on the payment of direct commissions to employees for such sales. However, it should be emphasized that this measure that's before us would not allow direct commissions. It would still prohibit direct commissions based on the sale of CDWs.

"The passage of this bill will only allow consideration of such sales on an indirect basis, or in other words, the sales would be one of many factors and not the sole factor in determining an employee's overall performance or compensation. In other words, one of the key protections in the current law that has had the effect of reducing or minimizing these abuses from occurring, the prohibition on direct commissions, this bill would not eliminate that.

"In addition, there are other protections in the current law, pro-consumer protections in the current law, that were adopted in 1990 to prevent these abuses that would still be retained under the measure that's before us. For example, under the current law, which would not be changed by this bill, any company or employee who pays direct commissions in violation of this law, or who would engage in hard pressure sales tactics to mislead car renters, would be subject to harsh penalties of Section 480-2 of the Hawaii Revised Statutes, allowing consumers treble damages and payment of attorney's fees and costs by all violators. In other words, Section 437D-15 of the present law provides a very strong deterrent to any violators who seek to abuse the provisions of the law.

"It should also be emphasized that Hawaii is the only state which does not allow a company to consider either directly or indirectly, the sales of collision damage waivers in evaluating or paying compensation to an employee. In this regard, I believe that Hawaii companies and their employees could benefit from a change in the law, since they are often at a disadvantage when compared to their mainland counterparts.

"Finally, I would like to reiterate to my colleagues the practical effect of our decision to move this bill out to Conference Committee, which is that if we pass this bill out, what we're doing is basically keeping the measure alive for further discussion so that the important issues and concerns that have been raised about this bill can be further dialogued between the Conferees. This bill would still have to come back to this body for final action before it could be sent to the Governor for his signature. I would also like to indicate that I recognize that there are concerns about this bill, but I would respectfully ask my colleagues to give your House and Senate managers an opportunity to be able to resolve these concerns in the course of discussing the measure in Conference Committee.

"Another important point that needs to be raised is the fact that the various parties who have testified on this bill – the representatives of the Office of Consumer Protection and the rental car companies – have expressed the willingness to dialogue further about this bill.

"One of the issues that I think we need to take a look at is the fact that it is very overly broad. The current law is overly broad to the extent that it prevents the consideration of the sales of CDWs even in those cases where employees are not going to be paid monetary compensation but where such sales might be considered for the purposes of evaluating the overall job performance of the employees. In fact, the Director of the Office of Consumer Protection and their representatives have

indicated that there may in fact be limited instances or cases where considerations of such sales may be appropriate in the right circumstances.

“So I think it’s clear that this measure really is entitled to further dialogue. For the sake of keeping this measure alive, not enacting it into law at this point, but to keep it alive for further discussion, I’d respectfully request my colleagues to allow this measure to move into Conference Committee.

“Thank you.”

Senator Hemmings rose to speak in favor of the measure with reservations as follows:

“Mr. President, I rise to speak in favor of the bill with reservations.

“I’ve heard a lot about the consumer throughout the discussion on this bill. The consumer does have one ultimate protection on being exploited by collision insurance salespeople . . . it’s simple – say no. I would also like to add that there are some other exploitations of the consumer where he doesn’t have the luxury of saying no, because when he rents a car, he’s going to have to pay \$3 a day in the form of a fee or tax to the state government. He has to pay 4 percent excise tax and he has to pay 53 cents on every gallon of gas that car consumes while it’s being driven. There’s no choice there.

“So if we’re really interested in helping the consumers, maybe there’s other areas we can help them make Hawaii affordable again. Thank you, Mr. President.”

Senator Taniguchi rose to speak with reservations on the measure and said:

“Mr. President, based on the comments of the Chair, I’d like to just note my reservations with this bill.”

Senators Hanabusa, Kanno, Nakata and Kim requested their votes be cast “aye, with reservations,” and the Chair so ordered.

Senator Taniguchi rose and said:

“Mr. President, I forgot to note that I had planned to vote ‘no,’ but I will be voting up with reservations.”

The Chair so ordered.

Senator Hemmings rose and said:

“Mr. President, I rose to speak in favor with reservations, but after the wonderful oratory of the Good Senator from Manoa, I change my vote to ‘no.’ Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1568 was adopted and H.B. No. 271, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 7 (Chumbley, Fukunaga, Hemmings, Hogue, Ige, Ihara, Matsunaga).

H.B. No. 595, H.D. 1, S.D. 1:

Senator Menor moved that H.B. No. 595, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Chumbley rose in support of the measure with reservations and stated:

“Mr. President, I rise to speak in support of this measure with reservations.

“While I did vote ‘no’ on this measure as it passed out of the Senate with a Senate version, during the Committee hearings we had a commitment from the Chair of the Committee, the advocates, and the proponents for this, that upon the receipt of the actuarial study from Marty Simons, the State Actuary, that if there is any impact to insurance rates, this measure will be withdrawn at that time.

“So with that commitment, I’m willing to continue the discussion and debate on it. Thank you.”

Senator English rose in support of the measure with reservations and stated:

“Mr. President, I stand to support this measure with reservations.

“Like the Senator from Kauai just stated, we have the assurances of the Chair of the Committee that there will be an actuary study coming forward within the next week regarding this and its impact on insurance rates. We’re hopeful that this will not have a negative impact to insurance rates or, to put that into plain English, it will not raise insurance rates to the customer.

“So with that, I will be supporting this with reservations. Thank you.”

Senator Hogue rose and stated:

“Mr. President, I just want to note that we already have some of the highest auto insurance rates in the nation. I appreciate the assurances from the Chair of the CPH Committee, but this bill could make insurance even more expensive. So I’d like to say, why don’t we just preempt it now and vote ‘no.’

“Thank you.”

Senators Matsunaga, Fukunaga, Sakamoto and Ihara then requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 595, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Ige, Slom).

At 3:34 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:38 o’clock p.m.

THIRD READING

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 1380 (H.B. No. 636, H.D. 1, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 1380 and H.B. No. 636, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE

FOR SERVICES,” were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 1471 (H.B. No. 620, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1471 be adopted and H.B. No. 620, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Kawamoto rose to speak on the measure as follows:

“Mr. President, I realize that there’s some concern on this bill. We have two bills in this bill: (1) privatization; and (2) concern about procurement on state resident and the jobs that we have let go to the mainland contractors.

“Mr. President, we have two bills, and the merits of both of these bills was discussed earlier in this Session and they’re on the other side in the House. With this bill, I’m trying to do my job as lead of the TMG Committee of both bills. We want to be sure that we can at least go to Conference.

“A long time ago when I first started in the Senate, I learned a lesson – a lesson that you cannot pass a perfect bill across. You need the buy-in of many people. And one of the tactics we’ve allowed to the Chairman of the Committees that we chair today is to ensure that we can get good ideas across.

“Even our colleagues from the Minority Party have indicated earlier that we need to reform privatization, and we need to reform some of the procurement laws that we have out there. The current procurement laws, again, allow companies that have no state resident to continue to receive state contracts and get the preference. As late as today, when we were talking about the PIPs program, that is a concern of DAGS, and that’s why they support this bill.

“I ask you to let me take our management team across to work to ensure that these bills go into Conference and we can discuss this with the managers of the House to do the right things for the good of the State, which we believe we are doing. So therefore, I ask all my colleagues to give me that chance.

“Thank you.”

At this time, Senator Chun moved that action on Stand. Com. Rep. No. 1471 and H.B. No. 620, H.D. 2, S.D. 2, be deferred until Thursday, April 12, 2001, seconded by Senator Chumbley.

At 3:42 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:49 o’clock p.m.

Senator Kawamoto rose and said:

“Would the maker of the motion yield to a question?”

The President posed the question to Senator Chun, and Senator Chun having replied in the affirmative, Senator Kawamoto asked:

“I’d like ask the maker of the motion the purpose of this deferment?”

Senator Chun replied:

“Mr. President, the motion is made because there is a House vehicle on privatization that is moving in the House. They are not scheduled to act on that bill until later on today.

“The purpose of the motion is to see exactly what happens in the House, and if the House is successful on that bill in front of them, then any kind of discussion on our bill, H.B. No. 620, at this point in time would be moot. So I’m asking for a deferral until we know for sure what the House will be doing on their bill.”

Senator Kawamoto then said:

“My question then, Mr. Chairman, is that we’re waiting just for one bill? We have two bills here. My question is: Do we wait further or do we kill both bills? Or are we concerned with the question of procurement on the state resident bill, which we had passed over to the House in a different bill? I don’t see the rationale in waiting until Thursday when we can take action and say whether we approve of both bills, which we did previously.”

President Bunda then stated:

“Deferment will not kill this particular bill. It’s still alive until Thursday.”

The motion was put by the Chair and carried, action on Stand. Com. Rep. No. 1471 and H.B. No. 620, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT,” was deferred until Thursday, April 12, 2001.

At 3:50 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:52 o’clock p.m.

RE-REFERRAL OF SENATE CONCURRENT RESOLUTION

The Chair re-referred the following concurrent resolution that was offered:

Senate Concurrent Resolution	Referred to:
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No. 123	Jointly to the Committee on Economic Development and Technology, the Committee on Health and Human Services, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary
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RE-REFERRAL OF SENATE RESOLUTIONS

The Chair re-referred the following resolutions that were offered:

Senate Resolution	Referred to:
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No. 30	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs
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No. 91	Jointly to the Committee on Economic Development and Technology, the Committee on Health and Human Services, the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary
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Senator Taniguchi, for the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following resolutions:

S.C.R. No. 13;
 S.C.R. No. 18;
 S.C.R. No. 35;
 S.C.R. No. 97;
 S.C.R. No. 102;
 S.C.R. No. 116;
 S.C.R. No. 120;
 S.R. No. 10;
 S.R. No. 13;
 S.R. No. 27; and
 S.R. No. 76,

and the Chair granted the waiver.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following governor's messages:

Gov. Msg. No. 224;
 Gov. Msg. No. 240;
 Gov. Msg. No. 242;
 Gov. Msg. No. 252; and
 Gov. Msg. No. 258,

and the Chair granted the waiver.

At 3:58 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:07 o'clock p.m.

Senator Tam, Chair of the Committee on Economic Development and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.C.R. No. 96, and the Chair granted the waiver.

Senator Chumbley then inquired:

"Mr. President, point of inquiry. Will we be taking up the deferred bills at the 11:30 calendar on Thursday?"

The President replied: "Yes."

ADJOURNMENT

At 4:09 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, April 12, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-NINTH DAY

Thursday, April 12, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:46 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mrs. Marilyn Chinen, Senate Majority Office, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Forty-Eighth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 275, advising the Senate of the withdrawal of the nomination of LINDA R. LAI to the Board of Trustees, Hawaii Public Employees Health Fund, under Gov. Msg. No. 250, dated April 5, 2001, was read by the Clerk and was placed on file.

In compliance with Gov. Msg. No. 275, the nomination listed under Gov. Msg. No. 250 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 381 to 561) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 381, returning S.B. No. 45, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 382, returning S.B. No. 174, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 383, returning S.B. No. 175, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 384, returning S.B. No. 176, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 385, returning S.B. No. 205, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 386, returning S.B. No. 264, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 387, returning S.B. No. 499, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 388, returning S.B. No. 630, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 389, returning S.B. No. 840, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 390, returning S.B. No. 1010, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 391, returning S.B. No. 1017, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 392, returning S.B. No. 1018, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 393, returning S.B. No. 1039, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 394, returning S.B. No. 1047, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 395, returning S.B. No. 1049, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 396, returning S.B. No. 1073, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 397, returning S.B. No. 1108, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 398, returning S.B. No. 1111, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 399, returning S.B. No. 1138, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 400, returning S.B. No. 1161, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 401, returning S.B. No. 1171, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 402, returning S.B. No. 1192, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 403, returning S.B. No. 1195, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 404, returning S.B. No. 1198, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 405, returning S.B. No. 1203, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

Hse. Com. No. 406, returning S.B. No. 1377, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 65, and requested a conference on the subject matter thereof.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 123, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 439, returning S.B. No. 449, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

Hse. Com. No. 447, returning S.B. No. 552, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 638, S.D. 2, and requested a conference on the subject matter thereof.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments

Hse. Com. No. 478, returning S.B. No. 865, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

Hse. Com. No. 486, returning S.B. No. 982, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

Hse. Com. No. 517, returning S.B. No. 1123, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1296, S.D. 2, and requested a conference on the subject matter thereof.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments

proposed by the House to S.B. No. 1385, and requested a conference on the subject matter thereof.

Hse. Com. No. 549, returning S.B. No. 1405, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1405, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 550, returning S.B. No. 1414, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1414, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 551, returning S.B. No. 1435, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1435, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 552, returning S.B. No. 1455, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1455, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 553, returning S.B. No. 1460, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1460, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 554, returning S.B. No. 1473, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1473, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 555, returning S.B. No. 1512, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1512, and requested a conference on the subject matter thereof.

Hse. Com. No. 556, returning S.B. No. 1534, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1534, and requested a conference on the subject matter thereof.

Hse. Com. No. 557, returning S.B. No. 1535, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1535, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 558, returning S.B. No. 1550, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1550, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 559, returning S.B. No. 1561, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1561, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 560, returning S.B. No. 1577, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1577, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 561, returning S.B. No. 1035, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1035, S.D. 1, and requested a conference on the subject matter thereof.

At 11:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o'clock a.m.

STANDING COMMITTEE REPORTS

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1595) recommending that H.B. No. 240, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 240, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 16, 2001.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1596) recommending that the Senate advise and consent to the nominations of SUMNER PARDEE ERDMAN and SUSAN MATSUSHIMA to the Board of Agriculture, in accordance with Gov. Msg. No. 177.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1596 and Gov. Msg. No. 177 was deferred until Monday, April 16, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1597) recommending that S.C.R. No. 24 be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 24, entitled: "SENATE CONCURRENT RESOLUTION URGING A STUDY OF OLDER UNDERGROUND PLUMBING SYSTEMS AND WATER SYSTEMS STATEWIDE TO ASSESS HEALTH RISKS," was adopted.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1598) recommending that S.R. No. 19 be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 19, entitled: "SENATE RESOLUTION URGING A STUDY OF OLDER UNDERGROUND PLUMBING SYSTEMS AND WATER SYSTEMS STATEWIDE TO ASSESS HEALTH RISKS," was adopted.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1599) recommending that S.C.R. No. 133, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 133, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE PUBLIC HEALTH NURSING PROGRAM," was adopted.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1600) recommending that S.C.R. No. 150, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 150, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A WORKING COMMITTEE TO DEVELOP A PRESCRIPTION DRUG ACCESS PROGRAM FOR ELIGIBLE MEDICARE BENEFICIARIES IN HAWAII," was adopted.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1601) recommending that S.C.R. No. 29, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 29, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF AN ECONOMIC TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S ECONOMIC DIVERSITY," was adopted.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1602) recommending that S.R. No. 95, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 95, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE FORMATION OF AN ECONOMIC TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S ECONOMIC DIVERSITY," was adopted.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1603) recommending that S.C.R. No. 36, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 36, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE MASTER PLAN FOR STATE PARKS," was adopted.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1604) recommending that S.C.R. No. 40, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 40, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO REASSESS THE ADMINISTRATIVE PRIORITIES IN HIS EXECUTIVE BUDGET," was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1605) recommending that S.R. No. 31, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 31, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR TO REASSESS THE ADMINISTRATIVE PRIORITIES IN HIS EXECUTIVE BUDGET," was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1606) recommending that S.C.R. No. 73, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 73, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING INCREASES TO THE BUSINESS EXPENSE TAX DEDUCTION BY THE FEDERAL GOVERNMENT AND THE HAWAII STATE GOVERNMENT," was referred to the Committee on Ways and Means.

At 12:01 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:03 o'clock p.m.

ORDER OF THE DAY**ADOPTION OF RESOLUTIONS****MATTERS DEFERRED FROM
TUESDAY, APRIL 10, 2001**

Stand. Com. Rep. No. 1576 (S.C.R. No. 42):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 42, entitled: "SENATE CONCURRENT RESOLUTION STRONGLY URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO LEAD THE NATION AND IMMEDIATELY ADDRESS THE PROBLEM OF HIGH COST OF PRESCRIPTION DRUGS FOR ALL AMERICANS," was adopted.

Stand. Com. Rep. No. 1577 (S.R. No. 33):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 33, entitled: "SENATE RESOLUTION STRONGLY URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO LEAD THE NATION AND IMMEDIATELY ADDRESS THE PROBLEM OF HIGH COST OF PRESCRIPTION DRUGS FOR ALL AMERICANS," was adopted.

Stand. Com. Rep. No. 1578 (S.C.R. No. 15):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 15, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENTS OF HUMAN SERVICES, HEALTH, AND LABOR AND INDUSTRIAL RELATIONS TO EXAMINE TRANSITIONAL LIVING PROGRAMS FOR YOUTHS IN FOSTER CARE," was adopted.

Stand. Com. Rep. No. 1579 (S.R. No. 12):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 12, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENTS OF HUMAN SERVICES, HEALTH, AND LABOR AND INDUSTRIAL RELATIONS TO EXAMINE TRANSITIONAL LIVING PROGRAMS FOR YOUTHS IN FOSTER CARE," was adopted.

Stand. Com. Rep. No. 1580 (S.C.R. No. 92, S.D. 1):

On motion by Senator English, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 92, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION THE DEPARTMENT OF HEALTH AND DEPARTMENT OF EDUCATION ARE REQUESTED TO JOINTLY RESEARCH AND EXAMINE NON-MEDICATION ALTERNATIVES TO DEALING WITH CHILDREN WHO HAVE DIFFICULTY PAYING ATTENTION, HAVE DIFFICULTY LEARNING, AND DISPLAY HYPERACTIVE BEHAVIOR, INCLUDING REALLOCATION OF RESOURCES TO NON-MEDICATION PROGRAMS OF SOCIAL, RECREATIONAL, EDUCATIONAL, ATHLETIC, ARTISTIC, AND CULTURAL ACTIVITIES," was adopted.

Stand. Com. Rep. No. 1581 (S.R. No. 70, S.D. 1):

On motion by Senator English, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 70, S.D. 1, entitled: "SENATE RESOLUTION THE DEPARTMENT OF HEALTH AND DEPARTMENT OF EDUCATION ARE REQUESTED TO JOINTLY RESEARCH AND EXAMINE NON-MEDICATION ALTERNATIVES TO DEALING WITH CHILDREN WHO HAVE DIFFICULTY PAYING ATTENTION, HAVE DIFFICULTY LEARNING, AND DISPLAY HYPERACTIVE BEHAVIOR, INCLUDING REALLOCATION OF RESOURCES TO NON-MEDICATION PROGRAMS OF SOCIAL, RECREATIONAL, EDUCATIONAL, ATHLETIC, ARTISTIC, AND CULTURAL ACTIVITIES," was adopted.

Stand. Com. Rep. No. 1582 (S.C.R. No. 100, S.D. 1):

On motion by Senator English, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 100, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING PROJECT KA HALE PONO'S PETITION TO THE DEPARTMENT OF HAWAIIAN HOME LANDS FOR A PARCEL OF LAND TO BUILD A YOUTH CENTER," was adopted.

Stand. Com. Rep. No. 1583 (S.C.R. No. 107):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 107, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO DEVELOP A HEALTH POLICY GUIDEBOOK," was adopted.

Stand. Com. Rep. No. 1584 (S.R. No. 80):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 80, entitled: "SENATE RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO DEVELOP A HEALTH POLICY GUIDEBOOK," was adopted.

Stand. Com. Rep. No. 1585 (S.C.R. No. 149):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 149, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED NATIONS TO CONSIDER THE ESTABLISHMENT OF A CENTER FOR THE HEALTH, WELFARE, AND RIGHTS OF CHILDREN AND YOUTH IN HAWAII AND REQUESTING SUPPORT FOR THE CENTER FROM THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES," was adopted with Senator Hemmings voting 'No.'

Stand. Com. Rep. No. 1586 (S.R. No. 64):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 64, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNMENT AGENCIES TO INVITE FAITH-BASED ORGANIZATIONS TO PROVIDE SERVICES TO THE YOUTHS OF HAWAII," was adopted.

Stand. Com. Rep. No. 1587 (S.C.R. No. 153):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 153, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE COLLABORATIVE

EFFORTS AND THE PARTNERING INITIATIVES BETWEEN THE HAWAII HEALTH SYSTEMS CORPORATION AND THE VETERANS ADMINISTRATION IN HAWAII TO IMPROVE UPON THE QUALITY, DIVERSITY, AND ACCESSIBILITY OF HEALTHCARE ON THE NEIGHBOR ISLANDS," was adopted.

Stand. Com. Rep. No. 1588 (S.R. No. 45, S.D. 1):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 45, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING POLICIES FOR CAPITOL TELEVISION CABLECASTS OF SENATE PROCEEDINGS," was adopted.

Stand. Com. Rep. No. 1589 (S.C.R. No. 89):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 89, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE DEVELOPMENT OF THE NORTHWESTERN HAWAIIAN ISLANDS CORAL REEF ECOSYSTEM RESERVE OPERATIONS PLAN AND CLARIFICATION OF THE STATE'S ROLE AND RESPONSIBILITIES," was adopted.

Stand. Com. Rep. No. 1592 (S.R. No. 97, S.D. 1):

On motion by Senator English, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 97, S.D. 1, entitled: "SENATE RESOLUTION SUPPORTING THE FUTURE PRESERVATION OF MAHA'ULEPU," was adopted.

Stand. Com. Rep. No. 1593 (S.C.R. No. 34, S.D. 1):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 34, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO KEEP THE WAIMANO HOME CRISIS SHELTER OPEN AND OPERATING UNTIL AN ADEQUATE PUBLIC OR PRIVATE FACILITY IS ABLE TO OFFER THE SAME SERVICES," was adopted.

Stand. Com. Rep. No. 1594 (S.R. No. 28, S.D. 1):

On motion by Senator English, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 28, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO KEEP THE WAIMANO HOME CRISIS SHELTER OPEN AND OPERATING UNTIL AN ADEQUATE PUBLIC OR PRIVATE FACILITY IS ABLE TO OFFER THE SAME SERVICES," was adopted.

THIRD READING

MATTERS DEFERRED FROM TUESDAY, APRIL 10, 2001

Stand. Com. Rep. No. 1455 (H.B. No. 862, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1455 be adopted and H.B. No. 862, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure and said:

"Mr. President, I rise to speak against this legislation.

"We have, by every statistic available, one of the largest state workforces in the nation. I suggest, in my ongoing efforts for systemic reform, that we look at ways to amend our civil service laws to allow more flexibility in how we deploy our state workers, rather than hiring new ones while other ones could probably do the job.

"So, Mr. President, I will be voting 'no' on this legislation."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1455 was adopted and H.B. No. 862, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF SOCIAL WORKER POSITIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Ihara, Matsuura).

Stand. Com. Rep. No. 1471 (H.B. No. 620, H.D. 2, S.D. 2):

Senator Chun moved that Stand. Com. Rep. No. 1471 and H.B. No. 620, H.D. 2, S.D. 2, be recommitted to the Committee on Ways and Means, seconded by Senator Chumbley.

At 12:05 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:08 o'clock p.m.

Senator Kawamoto rose to speak against the motion and said:

"Mr. President, I oppose the motion to recommit.

"Mr. President, we had moved a bill called 749, Relating to State Residents, insuring that we could correct the procurement code that's currently flawed. We are allowing people with non-state residents on their payroll to qualify for Department of Public Works jobs plus the 7 percent preference."

Senator Chun interjected:

"Mr. President, point of order.

"Mr. President, the motion is to recommit, not on the merits of the bill."

Senator Kawamoto responded:

"Mr. President, if you recommit this bill, the House has already killed 749 by recommitting that bill that we've passed from this body. All I'm asking – all I'm asking – is to let me do my job by not recommitting this bill. If you recommit this bill, it's going to take another year to correct the flaws in the procurement code.

"I, as Chair of TMG, am responsible for that. You are taking the tools from my hands to do my job as you appointed me to do. By recommitting this bill, you have now, in essence, taken all the tools that I have to correct the procurement law and process.

"I ask my fellow colleagues to vote 'no' on this deferment. If you have problems with it, then let's vote on it. Let's find out who doesn't want to work to resolve the procurement code and reform it. If we defer again, that opportunity is going to be lost for another year.

"Thank you, Mr. President."

At 12:11 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:14 o'clock p.m.

Senator Chun rose in support of the motion and said:

"Mr. President, I stand in support of the motion.

"Mr. President, as we stated on Tuesday, we had this bill deferred until we were sure that a vehicle for privatization passed the House. That bill passed – S.B. No. 1096 passed the House on Tuesday night. When we talk about vehicles, the vehicle that is important to the majority of this Senate is to ensure that we have a valid privatization bill to reform our civil service system. That bill has passed. That vehicle is there.

"The problem that we have with this bill, and the Majority and the Committee members really clearly stated in their votes in WAM and in the different Committees, was that there was included another provision not related to privatization, not related to the civil service system, but related to procurement that the Honorable Senator from Waipahu is speaking about. The Majority is uncomfortable about that and we should go with a clean, unadulterated version of the bill that has passed, which is a Senate bill.

"I think, at this point in time, this House bill is not needed and we should continue on. Thank you, Mr. President."

Senator Kawamoto rose again and said:

"Mr. President, I beg to differ with the number two Majority Leader, the junior Majority Leader. (Laughter.)

"I'd just like to say that this body passed a procurement bill. The title of this bill is called 'Relating to Government.' Procurement is related to government. It has the title, has the opportunity, and we've done this before. Everybody has done this.

"All we're asking of you is to get a fair hearing on the other side so we can discuss the matter with the House. Yes, we have 1096 over in the House for privatization, but we do not have a 749. It was previously pre-arranged for that bill to be killed after we pass it from the Senate. This is the opportunity that we have to provide this bill to go across and have a normal life. By political maneuvering, we have now created a situation where this bill would be killed – not because we voted down on the bill, but because of the fact that we have collectively done something pre-arranged to kill the bill.

"That's unfortunate because, like I've always said, I've been here eight years and I've learned something every year, and this is something new. We've never done this before – pre-arranging what bills should be passed and not passed and not letting the body vote on it. This is just another political maneuver to kill the bill that's going to address the concerns over our procurement laws.

"Mr. President, I ask for a Roll Call vote."

Senator Matsunaga rose in opposition to the motion and said:

"Mr. President, I rise in opposition to this motion.

"Mr. President, whether one agrees with the senior Co-Majority Leader or not on this issue, I think the most important

point we're missing here is that the public has a right to know where we stand on this issue.

"I think a re-committal would deprive the Chair a chance to do his job, as he stated. I think a re-committal would deprive members of a chance to vote up or down on this issue. But most importantly, Mr. President, I believe a re-committal would deprive the public of the right to know where we stand.

"Thank you, Mr. President."

Senator Hogue rose in opposition to the motion as follows:

"Mr. President, I rise in opposition.

"I also believe that we should be open. We have a lot of people looking down on us today. They're wondering about how we're going to react to different measures.

"I understand that this motion was put forward basically to 'save face.' It's not important whether we save face today; it is important that we do it out in the open, and so I will vote 'no' to this motion.

"Thank you."

Senator Kawamoto rose and said: "I . . .

Senator Chun interjected:

"Point of order, Mr. President. Senate Rules state that no Senator should speak more than two times on a single motion."

The President recognized Senator Kawamoto, and Senator Kawamoto said:

"Mr. President, a rebuttal. A rebuttal for the fact that the public . . .

Senator Chun interjected again:

"Point of order, Mr. President."

At 12:19 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:21 o'clock p.m.

Senator Chun rose and said:

"Mr. President, I move to withdraw the motion to recommit.

"Mr. President, I would disagree with the Honorable Senator that this motion would stop public debate. If the Senator will remember, if you recommit, it goes back to the hearings in Committees and the purpose of hearings in the Committees is to hold a public hearing and to have valid discussion. Public hearings are not held in this open session here and I find it confusing that he would not want to have a public hearing on these matters.

"Be that as it may, if the membership wants to vote on the merits of this motion, I'm open to that. I thought this would be a nice way to do it gently without harming the reputation of the Chairs and making fun of the bills that were passed by the Committees, but if the Committee wants to do that, I am open to that."

Senator Chumbley rose and said:

"Mr. President, I rise to second the motion, and I'm happy to be voting on this bill."

On motion by Senator Chun, seconded by Senator Chumbley and carried, the Senate withdrew its motion to recommit Stand. Com. Rep. No. 1471 and H.B. No. 620, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Senator Taniguchi then moved that Stand. Com. Rep. No. 1471 be adopted and H.B. No. 620, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kawamoto.

Senator Slom rose to speak against the measure and said:

"Mr. President, I rise to speak against the bill.

"I think as the Co-Majority Leader had pointed out, the sense of the Senate, not just the Majority of the Senate but the sense of the Senate, has been to support a very strong and clear privatization measure. No less an expert than Mr. Gary Rodrigues had come before our Committees and said, 'When is the Senate going to take a position? Are you for or against privatization? You talk story. You talk both ends of the conversation, but you don't take a position.'

"I'm very happy this year that the Senate has taken a position. The position is strong in favor of privatization, not as an end all to our problems, not as a panacea to solve everything, but as an option which can be utilized by government to solve or to help solve many of the problems that we have. It is part and parcel a major part of civil service and collective bargaining reform, and as such, we need to have a very strong and clear bill. Unfortunately, with the amendment to this bill it does not do that.

"I certainly agree with and salute the tenacity of the Senator from God's country, Waipahu, also known as the 'opihi,' and I know that his intentions are good in terms of securing improvements to the procurement code. This bill, like so many other bills, was debated. It was voted upon. It was passed by this body. It was not passed by the other body. Lord knows, Mr. President, I've been on the losing end of bill, after bill, after bill, after bill, but that's the process – we discuss it, and sometimes it prevails, and sometimes it doesn't.

"In this case, the ideas embodied in the amendment are not only to define state resident, which the good Senator from Waipahu and I agree we should have a definition, but also to change the rules in procurement, and with that definition, instead of trying to be inclusive, to be exclusive. For example: under the rules of this amendment, the contractor from Maui that was able to do such a tremendous job of building an emergency road out on the North Shore would not be considered a State of Hawaii resident and would not be qualified for that state work even though, as we know, they came in with a good bid, they came in under budget, and they came in under time. There are other examples of local family-owned businesses that because of the economic problems recently, they've had to sell the business and change the actual ownership while the resident population workers still remained. Under this amendment, they would be excluded from bidding for state projects as well. I do not think that's fair.

"Finally, this bill would raise the preference for state resident contractors from 7 to 13 percent. Now, we all know and we agree that in the past, local contractors have been at a disadvantage because a number of times mainland and foreign contractors have put in bids that did not reflect the cost of our general excise gross income tax, the cost of workers' compensation, temporary disability, liability, and all of the

other mandates that Hawaii businesses are forced to endure and to pay. But to pick a number – 13 percent – is not only not fair to the contractors, saying that they are not able to compete on their own, but more importantly, Mr. President, it is not fair to the taxpayers, because it ensures and guarantees that we will have even higher costs in the future.

"So, for these reasons, I urge my colleagues who believe in strong privatization to vote this bill down and to support the bill that's coming to us from the House with which we can make modifications.

"Thank you, Mr. President."

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, I rise in favor of this bill.

"Mr. President, truly we had an opportunity, both the House and the Senate, to pass bills. We had an opportunity in which we had hearings on bills. This amendment to H.B. No. 620 was heard subject matter in TMG and LBR and was passed to WAM. The bill passed. We had a hearing. It was over on the other side. Then we had this 620 and we put the bill across with the bill as an amendment. This bill also had a hearing. So, to say that it did not have a proper hearing is false, because we were there and we supported the bill.

"Going back to the good Senator from Hawaii Kai, we had in 1996 a preference bill of 15 percent and it was law. The next year somehow through Conference, it was knocked down to 7 percent. But we had a bill that had a 15 percent preference because we felt by research that that was proper. This year we felt that the opportunity to revisit this state resident and preference was needed, so we went up to 13 percent – 2 percent less than what was in the bill in 1996.

"The concern the Senator from Hawaii Kai had about families not going into business, this is one of the reasons why the procurement bill currently is in error. Currently, any project that is \$5 million or less, all you need is a track record of two years of operating here in Hawaii. Almost all contractors doing business in Hawaii fit the definition in this bill, even the mainland contractors that come down here. But what it does not do is allow the family members, like the Senator from Hawaii Kai said, to go out and break with the family and start a new business and try to get the preference and be considered a state contractor – you do not qualify. Therefore, with this bill we're requesting that we have 85 percent of the state contractors to be state residents as defined in the state tax code. This will help those who reside in the state using state money.

"So, what we're trying to do is fix a bill to give the breaks and the opportunities for the people that live in Hawaii to use the money that is collected from Hawaii people by state taxes. That's all we're trying to do. We're trying to provide what's good for the residents of the State of Hawaii and provide them with the jobs that we generate.

"Mr. President, last year we passed a state residents for federal jobs. I'm not saying that we did it all, but I think the movement towards this idea has increased the construction industry from minus 10 percent to this year's plus 10 percent – a 20 percent swing for the construction business for the State of Hawaii. That's because we've always insured and made known to our friends in the military to help us with our concerns with the economy of our state and especially the economy of our local contractors.

"We need this bill because the bill for state resident and state contractors was recommitted by the House two nights ago. So we're asking that my colleagues again give me a chance to address this concern.

"Thank you very much."

Senator Hanabusa rose in opposition to the measure and said:

"Mr. President, I rise to speak in opposition to H.B. No. 620, H.D. 2, S.D. 1.

"Mr. President, I rise in opposition to this bill because part 2 of H.B. No. 620 is not as it is represented to be. Let me explain – we have a concern that's been evidenced by many of the e-mails that we received of late about the public's interest and open discussion. We are going to go forward into Conference, which means the public does not have input in Conference. We are supposed to be fine-tuning and finalizing the bills. Fine-tuning and finalizing means that you cannot have a bill that is inherently flawed, at this stage, moving forward, and that is what part 2 is.

"Let us really look at part 2 of the bill. Mr. President, it begins in Section 4 with this statement, 'Beginning with Section 8078 of the United States Defense Appropriations Act of 1986, all subsequent Defense Appropriations Acts.' This is a defense appropriation act. Now, it should sound familiar to my colleagues who were here last year, because what is now Act 286 begins with, 'Beginning with part 8078 of the United States Defense Appropriations Act of 1986, all subsequent Defense Appropriations Act.' Sound familiar? Because it's already part of the law that we passed to define for the federal government what a 'state resident' is.

"Now, to have that as Section 4 is stating our purpose, this Legislature's purpose in enacting this bill. Now what's the significance of the so-called purpose clause? It is because we are talking about a residency durational requirement. Colleagues, that means that we are talking about the 14th amendment. We are talking about interference with a person's rights, interference with the classic concept of the right to travel. And in order for us to do that, we must show compelling state interest. That is what DAGS said in their testimony in opposition – that durational residency requirements must withstand scrutiny.

"Our preamble to this section refers to the United States Defense Appropriations Act. This is not the United States Defense Appropriations Act; this is the State of Hawaii's residency requirement for procurement. This will not withstand Constitutional challenge. That's my first problem with the bill.

"My second problem with the bill is with the definition of 'state contractor,' which we are trying to help. I don't think there's anyone in this body who does not want to help the state contractors, our state guys, but let us look as to how we have defined them. We have the usual verbiage about being registered here, being licensed here, that's fine. Then we have this interesting one saying that a person is a state contractor if, 'employs more than 85 percent of its employees who are "state residents."' What does this mean? It means that a lot of your 'larger contractors' who may have been successful in Hawaii – who are doing projects, say, in Saipan, Guam, maybe Australia, maybe New Zealand, maybe the continental United States – at any given time will not have 85 percent of its employees being state residents because they have jobs all over the place, which we would like to see our contractors become successful and do. They will not qualify.

"But that's not the problem. The problem is in 'state resident.' Look at how we have defined 'state resident' in this bill. We are requiring a 'state resident' to be an individual . . . now, remember, 85 percent of your workforce must be state residents. We are requiring that individual to submit an affidavit to the procuring officer and say, 'I've been here 200 some odd days,' and not only that, 'I have filed my state tax return and I am current,' not that I filed and I have some way of paying, 'I am current. I have paid my taxes.' If I don't do that, I am not a state resident. And that's what we are saying by this bill. That is the definition of a state resident. I have problems with that – one, the privacy issue. For my boss to be able to file as a state contractor, I have to give up my privacy and say to somebody that I have filed my tax return and I am current. What if I'm not? That means I don't count in the 85 percent.

"Then this bill goes on. Now, we are here to try and help our contractors. Do you know why DAGS took the position that they are willing – willing – to support this bill? Because we have inserted (this is our S.D. now), we have inserted a provision in there that if a contractor fails to comply with any provision of this law, we are going to debar him for five years. Do you know what that will do to a contractor, debarring him for five years? He can't bid on any state contract for five years because it may be that one of his employees was a little embarrassed and said 'I'm current,' and in fact he's not current. That is also part of this bill.

"Now, another concern is those who are sitting in education, I'm sure you've heard of the PIPS program. This is DAGS new way of issuing contracts and it's supposed to be a very good way. The PIPS system is one that says it isn't going to be a low bid; it is going to be on the most qualified bidder. These are words that we like to hear, most qualified. Most qualified means of course that either your product is certified, your workmanship has been certified, so we're not supposed to have problems. And they've done it in education, particularly with roofs. And they say it works. So they're really hot on this. And they're asking for support on this.

"What this bill says is that any contract \$10 million or less and you have two state contractors, it goes to the lowest bidder. So what happens to the concept of most qualified? It's out the window. And we say that we want to reform procurement? We can't reform procurement by having different provisions of the law fight each other. And in this case, this will prevail. This is going to be law. PIPS is not law; it is just a methodology that DAGS wants to employ.

"These are very serious concerns. At this stage, you want to have reformation to procurement. You want to have an open process so when the public comes to see us, they know that we're listening to them. How are you going to, at this stage of the proceeding, make these changes so that it meets (1) constitutional challenge; (2) addresses the privacy rights of individuals that we're requiring them to submit affidavits in order to be a state resident; and (3) five-year debarment? I doubt, I doubt that state contractors realize what a five-year debarment will do.

"I cannot support 620 with part 2 attached to it, because I do not believe, at this stage of where we are in this Legislative Session, that we have enough time to make the necessary changes to make this bill right. We don't want to recommit it because we want to have an open process. Now, this is why I'm asking you, my colleagues, that you cannot, you cannot possibly vote in favor of H.B. No. 620 as it now stands because it's going to deprive those who this bill is supposed to be helping, possibly their livelihood – five years debarment and the privacy of those 'state residents,' those employees that we are trying to help.

"There comes a time when we have to admit our good intentions are not going to work, and this is one of them. Thank you, Mr. President."

Senator Chumbley rose in opposition to the measure and said:

"Mr. President, I rise also to speak in opposition to this measure.

"Mr. President and colleagues, I first would like to ask the Clerk to enter the words of the previous speaker into the Journal as if they were my own. I wish that she had so eloquently stood up with me opposing this bill in 1996, 1997, 1998, 1999, 2000, and now again in 2001. It keeps coming back, and it is still a bad bill. It is a bill that we don't need.

"There are two points that I'd like to add because the previous speaker has covered virtually everything that's wrong with this bill. These are two areas that I think I'd like to bring some additional light to. One of the provisions in the bill if passed would disallow a state contractor to enter into a joint venture. It puts the same additional obligations on the people who would be, say, an investor with a state contractor under this law from being prohibited to participate in these bids because if that individual is not a state resident but yet he is an investor into the company, they wouldn't qualify under this law. That's another flaw with this.

"The other bigger flaw that I see is that, if this were to be adopted into law, there will be games played by contractors who may choose not to become a domestic corporation in the State of Hawaii. They would simply create a shell company and put a few thousands of dollars into that shell, and in the event there was a default and in the event there was a lawsuit against that contractor, because of that shell that was created by the contractor to comply with this law, we have no or little recourse to the assets of that contractor. I see that as a significant problem.

"The definition of state resident, as the previous speaker had identified in section 4 of this bill, tries to deal with the federal issue. This bill goes way beyond what we did, even under my objections of that definition of state resident, to a situation that is totally unworkable. This bill will hurt people. This bill will harm companies. This is something that we don't need at this time.

"Thank you."

Senator Chun rose in opposition to the measure and said:

"Mr. President, I stand in opposition to this bill.

"Mr. President, I agree with the statements of the Honorable Senator from East Maui and the Senator from Waianae. Mr. President, we have to ask a bottom line question – What does this bill mean to the small contractors, to the mom and pop guys that are the backbone of our society?

"Let's look at this situation over here. We have a typical mom and pop operation. The father runs the business. He has two sons or maybe a son and a daughter working with him side by side. One of the children decides to go and advance himself and goes to college to get a degree or to do something else with his life. That mom and pop operation, as long as that one child is away for school, cannot bid for any state contracts. No matter if the father has been there for his entire life; no matter if their oldest child or youngest child, the one remaining, has been there their entire life; no matter if they've been paying taxes for

their entire life; no matter that they're losing money and that they can't get any support. They cannot bid as long as that child is deciding to advance his education and go to school. Yes, the bill provides that if the child comes back, the business can qualify as a state resident again, but, Mr. President, that's too late. So you're going to have a child come back and not complete his education because the father and mother can't make a go of it because we disqualified them from bidding on state contracts. It doesn't make sense, Mr. President.

"Mr. President, the other point is that it's unconstitutional. I totally agree that this is an unconstitutional provision. There are serious constitutional problems and that's one reason why I wanted to have it recommitted. Mr. President, the procedure for this bill, if there's a serious constitutional provision, a legal problem with the bill is, it referred to the honorable Committee on Judiciary. That's where we should talk about our legal problems. That's where we should solve whether or not something is constitutional or not.

"Mr. President, this provision, this part adding an unconstitutional provision was added at the last minute and avoided Judiciary because no referral was made. That's an underhanded way of avoiding the legal issues – stick it in at the end, make sure that Judiciary doesn't have a chance to look at it. That's why I wanted the bill recommitted. I wanted it to go back to Committee and give Judiciary a chance to look at the tough, hard legal questions. That's not done. Instead, we're faced to argue with the bill, which is obviously unconstitutional right now, and vote on it.

"I wanted to give the Honorable Senator from Waipahu a chance to amend it to meet the constitutional requirements in Committee. He doesn't want to do it. He wants to vote on it now. So be it. It is unconstitutional. It's going to hurt our families. It's going to hurt our state residents.

"Thank you, Mr. President."

Senator Hemmings rose to speak against the measure and said:

"Mr. President, I rise to speak against the bill.

"We've heard a lot of discussion on what's wrong with this bill. I'd like to ask the question, Why are local contributors, local businessmen, local contractors, local businesses less competitive in their own state than people that can fly here from the mainland and compete against them?

"I would like to suggest the answers are quite obvious, and I'd like to propose a solution for the good Senator from Waipahu. If we really want to help the local people, especially the contractors and all the businesses for that matter, what we have to do is create a more fertile environment for those businesses here in Hawaii where our people are competitive. Maybe if we became competitive with mainland businesses, our people could even go to the mainland and do business. Isn't that better?

"We ultimately want to save the taxpayers the cost of paying excessive prices to have things done here in Hawaii. One of the reasons we don't have the money to pay for some of the basics in our public system is because we're paying excessive prices for acquisition of goods, properties, and construction.

"So the real solution is not to penalize mainland competition for coming to Hawaii, but to make Hawaii contractors more competitive! The real solution is to cut the taxes that make local contractors uncompetitive, to cut the regulations that make local contractors uncompetitive, to cut the politics that requires

a tremendous amount of time and money to get in a favorable approval to get something done in this state. We have to cut the cost of living, cut the cost of land, and cut all those other costs that do indeed make our local businesses less competitive than their mainland counterparts.

"So you see, Mr. President and the good Senator from Waipahu, there is a solution to the lack of competitiveness of the local businesses – and that is to make them competitive by getting the yoke of high taxation and big government off their back so they indeed can compete with their mainland counterparts so that we can become a place where business can prosper and spread economic benefit around this state.

"Thank you, Mr. President."

Senator Kim also rose in opposition to the measure and said:

"Mr. President, I rise to speak in opposition.

"First, Mr. President, I really want to commend the Chairman of TMG and our Senator from Waipahu. He, as the Chairman, really believes in this issue and has worked hard to try and find measures and ways in which he could keep the measure alive, being that it died over in the House. But at the same time, I think those of us the measure was referred to jointly, the three Committees, I think all of us tried to support the Chair and support his efforts in keeping the measure alive and working this measure out.

"I believe I made it very clear that I was concerned that if this portion of the bill was going to jeopardize the entire privatization bill, that I could not be in favor of it. I did relay that concern to the Chairman, and as this bill moved forward I had hoped that he would be able to work it so that this would be agreeable. I understand that the Governor has said that he may veto the bill if this measure was included into it, as well as it may not pass the House.

"So, based on those reasons, I will not be able to support the bill at this juncture. Thank you."

Senator English rose in opposition and said:

"Mr. President, I rise in opposition to this bill.

"Mr. President, often times we're faced with very hard decisions and we're faced with dilemmas where a bill has a good part and a bad part. A lot of times that's a technique that's used where you know that there's a lot of support for one part of the bill and you add on something else that there's not that much support for, and then we're forced, Mr. President, to weigh our distaste and displeasure for one part and our wish to see another part become law.

"In this particular instance, the bad part outweighed the good part, section 2 of this bill, and a lot has been said about that. I will not reiterate that. But that's where my opposition comes from – I like one part of this bill; I do not like another part of this bill. If you follow this bill throughout the Committees, you'll find that there was more reservation votes than votes in support. That was a clear message that there were a lot of people, a lot of Senators, a lot of people in the public that did not like the second part of this bill.

"So here we are, Mr. President, looking at a bill that has a good part and a bad part, and unfortunately the bad part has outweighed the good part. That's why I'm voting 'no' on this bill.

"Thank you, Mr. President."

Senator Kawamoto rose to speak in favor of the measure as follows:

"Mr. President, all I can say is look at all the testifiers that came when this bill came through. Not one 'no' vote. Even one, that was Kiewit, is now not considered a state contractor, but said given time, he would consider and he would turn and become a state contractor.

"Mr. President, the testifiers came by, even the procurement officer, even DAGS came by and testified in favor of this bill, not because of the one point that was mentioned, but because they realized that the procurement law currently is flawed.

"I'd also like to address the fact that we didn't underhandedly put that legal thing in as the Majority Leader said. The Judiciary Chair sits on transportation in our Committee and when we put that amendment in we again had an opportunity for discussion on this matter. Therefore, we're not dealing underhandedly. We were up-front, and people that know me know I'm always up-front. We're always in front. We always provide the opportunity for people to discuss the things that we want to put in the bill, even the entire public. And the people that do and work in this business came out and testified on this bill. I'd say about 95 percent of the contractors that are out there have either written or testified on this concept in the last three or four years in favor of this bill.

"Thank you very much."

At 12:53 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:56 o'clock p.m.

Senator Sakamoto rose to speak in support of the measure with reservations and said:

"Mr. President, I rise in support with reservations.

"Certainly I support the first part of the bill. Certainly there are many valid concerns with the second part of the bill, not just this year, but over many years. I do support the intention to help local contractors. And when it says local contractor, many of us think of building or contractors of that type, but there are many different types of state contractors.

"I believe the process of going to Conference Committee could easily undo what we've taken a long time to do. To go along with the process, I'll support going forward with an 'aye,' but with reservations and in agreement with many of the concerns raised. The bill does have a severability clause so that if one part of the bill is unconstitutional that part dies. So with that, thank you, Mr. President."

Senator Slom rose and said:

"Mr. President, Roll Call vote, please."

Senators Kanno, Ihara, Ige, Tam, Menor and Matsunaga then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was then put by the Chair, Stand. Com. Rep. No. 1471 failed to be adopted and H.B. No. 620, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," having been read throughout, and Roll Call Vote having been requested, failed to pass Third Reading on the following showing of Ayes and Noes:

Ayes, 11. Noes, 13 (Buen, Chumbley, Chun, Chun Oakland, English, Hanabusa, Hemmings, Hogue, Inouye, Kim, Kokubun, Nakata, Slom). Excused, 1 (Matsuura).

H.B. No. 830, H.D. 2, S.D. 2

Senator Kanno moved that H.B. No. 830, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kawamoto.

Senator Hogue rose in opposition to the measure and said:

“Mr. President, I rise in opposition to this particular bill.

“In our last discussion, we talked about good points and bad points and this bill does have some good points in it. It’s about public safety and making our roads safer. But there are so many nonsensical points when our bills that are supposed to go forward and are supposed to make common sense requires licensed drivers under 18 years of age to be accompanied in a motor vehicle by a licensed driver over the age of 21 between the hours of 11:00 p.m. and 5:00 in the morning.

“I think all of us can think of stories in which this bill would be rather ridiculous. It’s discriminatory towards teenagers. It’s restrictive of rights of people who have reached the age of majority. And it is most likely unenforceable. I can’t imagine a police officer pulling somebody over to check out whether or not they’ve got a note from a business owner or a parent, or to make sure that everybody in the car is over 18 or has somebody in there that is 21. It’s really well intended, but poorly written.

“I think the public is looking for common sense, not nonsense, and I will vote ‘no.’ Thank you.”

Senator Kawamoto rose to speak in favor of the measure and said:

“Mr. President, I rise in favor of this bill.

“Mr. President, we know in the last few years that night driving is a concern for our young people. Our insurance goes up because of the fact that young people are driving and driving at night without the proper training and experience.

“The concern, again, is our young people driving at night and not knowing the realistic task it is to drive at night. We do have a curfew on the books where we require young people to be at home from 10:00 at night to 4:00 in the morning.

“In our efforts to require an education program, our intentions were, again, safety. Our intention is to again address the concerns we have of our young people either getting killed or killing other people because they’re driving at night without the proper training and experience. We had hoped that the education would provide the incentive to be more cognizant of the dangers of night driving. That’s the reason why we had the education part of our driving requirements provided as a law last year.

“Unfortunately, our desires for safety could not keep up, or the process could not keep up with the amount of driver teachers or instructors, and facilities to accommodate this new law. We have been requested to look again at providing some time where we could get the facilities and get this law on the road, so we have amended this bill to suspend our rules or our law for two years to allow this to happen. In the meantime, our hopes of providing the education in this new requirement to educate our drivers will not be there because we have suspended the rules or the law. Therefore, this bill is out there

for discussion purposes again to address the concerns of safety and to address the concerns that we are unable at this time to provide the education that’s necessary on this requirement.

“Thank you.”

Senator Slom rose to speak against the measure and stated:

“Mr. President, I rise in opposition to the bill.

“As we were reminded, last year we passed a defective bill – defective in that while the intent was for safety, we did not take into consideration the hardships that were going to be caused by requiring all of the additional driver education, defective because we did not first look into what resources were available, defective because we didn’t look into what the costs were going to be for families and individuals to comply with this law, defective because we didn’t understand what burdens would be placed upon those businesses that needed to buy new equipment and other things to comply with the law to be able to provide services for the law.

“So, in this part now with this amendment, now we’re saying, after people have done all of those things, spent the money, provided the resources, geared up to meet the law, now we’re saying okay, let’s make it not effective until January 1, 2003.

“Then in the second part, we’re going to penalize drivers 18 years of age. And as the good Senator from Kaneohe said, we’re using a blanket brush to assume that all teenagers are irresponsible. We can’t do that if we’re talking about responsibility and accountability.

“We continue to send mixed messages in this state. We continue to pass flawed legislation. It’s absolutely ludicrous that in this state with the lowest age of sexual consent at 14, we can say that our teenagers can have sex but they can’t drive a car past 11:00.

“Thank you, Mr. President.”

At 1:06 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:10 o’clock p.m.

Senator Chumbley rose to speak in opposition and said:

“Mr. President, I rise to speak in opposition to this measure. As I have done in the past, colleagues, I will continue to oppose these measures.

“I think that this is poorly drafted, unenforceable, and unfair to those teenagers who are in fact responsible. I also have some concerns about applying a two-year moratorium on the obligations that we previously passed, I believe it was two years ago, and gave the Department of Transportation 18 months to put into place these provisions. I think that this moratorium, if adopted as written, will have a negative financial impact on some individuals in this state and I think that’s unfair.

“For those reasons, I’ll be voting ‘no.’”

Senators Matsunaga, Chun, English, Chun Oakland, Kokubun, Nakata and Taniguchi requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 830, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DRIVER LICENSING,” having been read throughout,

passed Third Reading on the following showing of Ayes and Noes:

Ayes, 14. Noes, 9 (Chumbley, Hanabusa, Hemmings, Hogue, Ige, Ihara, Menor, Slom, Tam). Excused 2 (Kim, Matsuura).

ADVISE AND CONSENT

Stand. Com. Rep. No. 1575 (Gov. Msg. No. 114):

By unanimous consent, action on Stand. Com. Rep. No. 1575 and Gov. Msg. No. 114 was deferred until Friday, April 20, 2001.

Senator Kanno, Chair of the Committee on Judiciary, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.C.R. No. 90 and S.R. No. 68, and the Chair granted the waiver.

At this time, Senator Hogue, on behalf of the Senate, extended happy birthday wishes to Senator Slom.

At 1:15 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate stood in recess until 4:00 o'clock p.m.

AFTERNOON SESSION

The Senate reconvened at 4:31 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 276 to 297) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 276, submitting for consideration and confirmation to the Civil Service Commission, the nomination of CHAMP S. ONO, term to expire June 30, 2002, was referred to the Committee on Labor.

Gov. Msg. No. 277, submitting for consideration and confirmation to the Disability and Communication Access Board, the nominations of KENNETH C.C. CHANG, MARIE E. KIMMEY, AIA, STERLING KRYSLER, NORMAN F. OLESEN and KRISTINE PAGANO, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 278, submitting for consideration and confirmation to the Education Commission of the States, the nomination of GALEN K. ONOUE, term to expire June 30, 2005, was referred to the Committee on Education.

Gov. Msg. No. 279, submitting for consideration and confirmation to the State Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nominations of RUSSELL Y.J. CHUNG, WALLACE T. OKI and KEN OTA, terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 280, submitting for consideration and confirmation to the Hawai'i School-to-Work Executive Council, the nominations of: ALBERT S. NISHIMURA, term to expire June 30, 2003; and KATHRYN K. INKINEN, HARVARD C.S. KIM, THERESIA C. MCMURDO and LYNNE E. WOODS, terms to expire June 30, 2004, was referred to the Committee on Education.

Gov. Msg. No. 281, submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, the nomination of FAIRFAX A. REILLY, M.ED., terms to expire June 30, 2001, and June 30, 2002, was referred to the Committee on Education.

Gov. Msg. No. 282, submitting for consideration and confirmation to the Hawai'i Television and Film Advisory Board, the nominations of: JOHN (JACK) W. BATES, term to expire June 30, 2001, and June 30, 2005; CHRISTOPHER LEE, term to expire June 30, 2002; ALBERT A. BURNS, term to expire June 30, 2003; and RAY L. LOVELL, term to expire June 30, 2004, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 283, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nominations of: WILLIAM D. O'CONNOR, term to expire June 30, 2003; TERRI FUJII and MARK H. YAMAKAWA, terms to expire June 30 2004; and WILLIAM "SPEEDY" BAILEY, LILI BRYAN-CONANT, JESS DAVID CURB, M.D., KATHLEEN DELAHANTY, SUSAN K. FORBES, DR.P.H., JOANNE H. KEALOHA, PETER C. LEWIS, SARAJEAN A. TOKUNAGA and SABRINA R. TOMA, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 284, submitting for consideration and confirmation to the Honolulu Subarea Health Planning Council, the nominations of: TERRI FUJII, term to expire June 30, 2003; and MARY DIXON, DEBORAH K. MORIKAWA and DONN TAKAKI, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 285, submitting for consideration and confirmation to the West Oahu Subarea Health Planning Council, the nominations of: LANCE K. SEGAWA, term to expire June 30, 2004; and CREIGHTON LIU, MARY ANN PYUN and BRAD GERALD WHITE, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 286, submitting for consideration and confirmation to the Windward Oahu Subarea Health Planning Council, the nominations of: BARBARA J. PENNIAL, term to expire June 30, 2003; and JULIA E. THORNTON, term to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 287, submitting for consideration and confirmation to the Hawai'i County Subarea Health Planning Council, the nominations of: LESLIE SOOK-HEE CHOW, term to expire June 30, 2003; WAYNE S. HIGAKI, KERRY A. K. INOUE and LESTER M. INOUE, terms to expire June 30, 2004; and KARLSON PUNG and JULIETTE M. TULANG, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 288, submitting for consideration and confirmation to the Kauai County Subarea Health Planning Council, the nominations of: ELDRED KAGAWA, ALAN R. KIMURA, ZACHARY OCTAVIO, TRINIDAD RAVAL and THOMAS W. RITA, terms to expire June 30, 2004; and MAXINE M. CORREA and KATHERINE H.J. GOO, terms to expire June 30, 2005, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 289, submitting for consideration and confirmation to the Maui County Subarea Health Planning Council, the nominations of: WILLIAM F. STATON, term to expire June 30, 2002; and THOMAS R. FITZGERALD, JR.,

and PATRICIA MARY RAFFETTO, terms to expire June 30, 2005, was referred to the Health and Human Services.

Gov. Msg. No. 290, submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nomination of PAUL C. AKEO, term to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 291, submitting for consideration and confirmation to the Board of Regents, University of Hawai'i, the nomination of DUANE K. KURISU, term to expire June 30, 2005, was referred to the Committee on Education.

Gov. Msg. No. 292, submitting for consideration and confirmation to the State Rehabilitation Council, the nominations of: KATHLEEN DELAHANTY, term to expire June 30, 2002; LOURDES P. MUGAS, term to expire June 30, 2003; and MAUREEN BATES, CHARLES E. CONANT, GERALDINE M. FERGE, LUANA S. NAKANO, VICTORIA A. SUYAT and MIKEY T. TOMITA, terms to expire June 30, 2004, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 293, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nominations of: AL M. INOUE and DENNIS OKIHARA, terms to expire June 30, 2001, and June 30, 2005; WARREN ORIKASA and KATSUMI TANAKA, terms to expire June 30, 2002; SIDNEY A. QUINTAL, MAILE V.O. ROMANOWSKI and ROBERT SPEERS, PH.D., terms to expire June 30, 2004; and NOLAN S.B. AHN, CAROLANN G. GUY and PHYLLIS N.T. SHEA, terms to expire June 30, 2005, was referred to the Economic Development and Technology.

Gov. Msg. No. 294, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nominations of FAITH Y. LEBB and NORA A. NOMURA, terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 295, submitting for consideration and confirmation to the Stadium Authority, the nominations of ANTHONY R. GUERRERO, JR., and CAROLE KAI ONOUE, terms to expire June 30, 2005, was referred to the Committee on Tourism and Intergovernmental Affairs.

Gov. Msg. No. 296, submitting for consideration and confirmation to the Board of Taxation Review, Fourth Taxation District (Kauai), the nomination of GEORGE M. MENOR, term to expire June 30, 2004, was referred to the Committee on Ways and Means.

Gov. Msg. No. 297, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nominations of: GLADYS C. BAISA, term to expire June 30, 2004; and MAMO P. CUMMINGS, SUSAN AU DOYLE and ALAN L. GARSON, ED.D., terms to expire June 30, 2005, was referred to the Committee on Labor.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 562 to 564) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 562, returning S.B. No. 423, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 423, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 563, returning S.B. No. 932, S.D. 2, which passed Third Reading in the House of Representatives on April 12, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 932, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 564, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 11, H.D. 2 (S.D. 2);
H.B. No. 14, H.D. 1 (S.D. 2);
H.B. No. 16, H.D. 2 (S.D. 2);
H.B. No. 17, H.D. 2 (S.D. 2);
H.B. No. 77, H.D. 1 (S.D. 1);
H.B. No. 79, H.D. 1 (S.D. 1);
H.B. No. 87, H.D. 2 (S.D. 2);
H.B. No. 94, H.D. 1 (S.D. 1);
H.B. No. 100 (S.D. 2);
H.B. No. 118, H.D. 3 (S.D. 2);
H.B. No. 123, H.D. 1 (S.D. 1);
H.B. No. 135, H.D. 2 (S.D. 1);
H.B. No. 152, H.D. 1 (S.D. 2);
H.B. No. 159, H.D. 1 (S.D. 1);
H.B. No. 160, H.D. 1 (S.D. 1);
H.B. No. 161, H.D. 2 (S.D. 2);
H.B. No. 168, H.D. 1 (S.D. 2);
H.B. No. 171, H.D. 1 (S.D. 2);
H.B. No. 173, H.D. 2 (S.D. 2);
H.B. No. 175, H.D. 2 (S.D. 2);
H.B. No. 186 (S.D. 1);
H.B. No. 200, H.D. 1 (S.D. 1);
H.B. No. 201, H.D. 1 (S.D. 2);
H.B. No. 202, H.D. 1 (S.D. 2);
H.B. No. 204, H.D. 1 (S.D. 1);
H.B. No. 210, H.D. 1 (S.D. 2);
H.B. No. 212, H.D. 2 (S.D. 2);
H.B. No. 223, H.D. 1 (S.D. 2);
H.B. No. 236, H.D. 1 (S.D. 1);
H.B. No. 269, H.D. 1 (S.D. 2);
H.B. No. 271, H.D. 1 (S.D. 1);
H.B. No. 282, H.D. 2 (S.D. 1);
H.B. No. 284, H.D. 1 (S.D. 2);
H.B. No. 301, H.D. 2 (S.D. 1);
H.B. No. 321, H.D. 1 (S.D. 2);
H.B. No. 336 (S.D. 2);
H.B. No. 369, H.D. 2 (S.D. 1);
H.B. No. 382, H.D. 1 (S.D. 2);
H.B. No. 384, H.D. 1 (S.D. 1);
H.B. No. 407, H.D. 1 (S.D. 1);
H.B. No. 411, H.D. 2 (S.D. 1);
H.B. No. 424, H.D. 1 (S.D. 1);
H.B. No. 429 (S.D. 1);
H.B. No. 432, H.D. 2 (S.D. 2);
H.B. No. 451, H.D. 1 (S.D. 1);
H.B. No. 461 (S.D. 1);
H.B. No. 462, H.D. 1 (S.D. 2);
H.B. No. 469, H.D. 2 (S.D. 1);
H.B. No. 480, H.D. 1 (S.D. 2);
H.B. No. 498, H.D. 1 (S.D. 1);
H.B. No. 502, H.D. 2 (S.D. 2);
H.B. No. 503, H.D. 2 (S.D. 2);
H.B. No. 511, H.D. 1 (S.D. 1);

H.B. No. 513, H.D. 1 (S.D. 2);
H.B. No. 516, H.D. 1 (S.D. 1);
H.B. No. 526, H.D. 1 (S.D. 1);
H.B. No. 531 (S.D. 1);
H.B. No. 533, H.D. 2 (S.D. 1);
H.B. No. 538, H.D. 2 (S.D. 2);
H.B. No. 539, H.D. 1 (S.D. 1);
H.B. No. 543 (S.D. 2);
H.B. No. 550 (S.D. 1);
H.B. No. 554, H.D. 2 (S.D. 2);
H.B. No. 562, H.D. 2 (S.D. 2);
H.B. No. 568, H.D. 2 (S.D. 1);
H.B. No. 576, H.D. 2 (S.D. 1);
H.B. No. 583, H.D. 1 (S.D. 2);
H.B. No. 584, H.D. 2 (S.D. 2);
H.B. No. 585, H.D. 1 (S.D. 1);
H.B. No. 586, H.D. 1 (S.D. 1);
H.B. No. 588, H.D. 1 (S.D. 1);
H.B. No. 589, H.D. 1 (S.D. 1);
H.B. No. 590, H.D. 1 (S.D. 1);
H.B. No. 594, H.D. 2 (S.D. 2);
H.B. No. 595, H.D. 1 (S.D. 1);
H.B. No. 596, H.D. 2 (S.D. 1);
H.B. No. 599, H.D. 1 (S.D. 1);
H.B. No. 600, H.D. 1 (S.D. 1);
H.B. No. 602, H.D. 1 (S.D. 1);
H.B. No. 603, H.D. 2 (S.D. 1);
H.B. No. 613 (S.D. 2);
H.B. No. 614, H.D. 2 (S.D. 1);
H.B. No. 624 (S.D. 1);
H.B. No. 628 (S.D. 1);
H.B. No. 632, H.D. 3 (S.D. 2);
H.B. No. 638, H.D. 1 (S.D. 2);
H.B. No. 644, H.D. 1 (S.D. 2);
H.B. No. 646, H.D. 1 (S.D. 2);
H.B. No. 650, H.D. 2 (S.D. 2);
H.B. No. 653, H.D. 1 (S.D. 1);
H.B. No. 654, H.D. 1 (S.D. 1);
H.B. No. 666, H.D. 1 (S.D. 1);
H.B. No. 695, H.D. 1 (S.D. 2);
H.B. No. 702, H.D. 2 (S.D. 1);
H.B. No. 728 (S.D. 1);
H.B. No. 731, H.D. 1 (S.D. 2);
H.B. No. 733, H.D. 2 (S.D. 2);
H.B. No. 735 (S.D. 1);
H.B. No. 771, H.D. 1 (S.D. 1);
H.B. No. 786, H.D. 1 (S.D. 1);
H.B. No. 815, H.D. 2 (S.D. 1);
H.B. No. 828, H.D. 1 (S.D. 1);
H.B. No. 840, H.D. 2 (S.D. 1);
H.B. No. 852, H.D. 2 (S.D. 2);
H.B. No. 860, H.D. 1 (S.D. 2);
H.B. No. 861, H.D. 2 (S.D. 2);
H.B. No. 868, H.D. 1 (S.D. 1);
H.B. No. 896, H.D. 1 (S.D. 1);
H.B. No. 945, H.D. 1 (S.D. 2);
H.B. No. 946 (S.D. 2);
H.B. No. 962 (S.D. 1);
H.B. No. 978, H.D. 1 (S.D. 1);
H.B. No. 996 (S.D. 1);
H.B. No. 1000, H.D. 1 (S.D. 2);
H.B. No. 1004, H.D. 1 (S.D. 1);
H.B. No. 1026, H.D. 1 (S.D. 2);
H.B. No. 1028, H.D. 1 (S.D. 1);
H.B. No. 1041, H.D. 2 (S.D. 2);
H.B. No. 1048, H.D. 2 (S.D. 1);
H.B. No. 1056, H.D. 1 (S.D. 1);
H.B. No. 1074, H.D. 2 (S.D. 2);
H.B. No. 1089, H.D. 2 (S.D. 2);
H.B. No. 1100, H.D. 1 (S.D. 1);
H.B. No. 1111, H.D. 1 (S.D. 2);

H.B. No. 1115 (S.D. 1);
H.B. No. 1138 (S.D. 1);
H.B. No. 1156, H.D. 2 (S.D. 1);
H.B. No. 1211, H.D. 1 (S.D. 1);
H.B. No. 1216, H.D. 1 (S.D. 1);
H.B. No. 1231, H.D. 1 (S.D. 1);
H.B. No. 1233, H.D. 1 (S.D. 2);
H.B. No. 1234, H.D. 1 (S.D. 2);
H.B. No. 1243, H.D. 1 (S.D. 1);
H.B. No. 1245, H.D. 1 (S.D. 1);
H.B. No. 1255, H.D. 1 (S.D. 1);
H.B. No. 1256, H.D. 2 (S.D. 2);
H.B. No. 1273, H.D. 2 (S.D. 1);
H.B. No. 1282, H.D. 2 (S.D. 2);
H.B. No. 1287, H.D. 1 (S.D. 2);
H.B. No. 1309 (S.D. 2);
H.B. No. 1339, H.D. 1 (S.D. 1);
H.B. No. 1391, H.D. 1 (S.D. 2);
H.B. No. 1400 (S.D. 1);
H.B. No. 1405, H.D. 1 (S.D. 1);
H.B. No. 1538 (S.D. 1);
H.B. No. 1556 (S.D. 1);
H.B. No. 1561, H.D. 2 (S.D. 1);
H.B. No. 1586, H.D. 1 (S.D. 2);
H.B. No. 1589, H.D. 1 (S.D. 1);
H.B. No. 1595, H.D. 1 (S.D. 1);
H.B. No. 1662, H.D. 1 (S.D. 2);
H.B. No. 1667, H.D. 2 (S.D. 1);
H.B. No. 1668, H.D. 1 (S.D. 1);
H.B. No. 1679, H.D. 1 (S.D. 1);
H.B. No. 1685, H.D. 1 (S.D. 1); and
H.B. No. 1686, H.D. 1 (S.D. 1),

and informing the Senate that the Speaker on April 12, 2001, appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bills:

H.B. No. 200, H.D. 1 (S.D. 1):

Representatives Takamine, chair, Cabrerros, Espero, Kawakami, Magaoay, Nakasone, Saiki, Suzuki, Yonamine, Davis, Djou, Leong, Moses.

In accordance therewith, the President appointed Senators Taniguchi, chair, Buen, Chun, Chun Oakland, English, Hanabusa, Ige, Inouye, Kawamoto, Kim, Sakamoto, Tam, Hemmings, Slom as managers on the part of the Senate at such conference.

H.B. No. 1000, H.D. 1 (S.D. 2):

Representatives Takamine, chair, Cabrerros, Espero, Hamakawa, Kawakami, Magaoay, Nakasone, Saiki, Suzuki, Yonamine, Davis, Djou, Leong, Moses, Rath.

In accordance therewith, the President appointed Senators Taniguchi, chair, Buen, Chun, Chun Oakland, English, Hanabusa, Ige, Inouye, Kanno, Kawamoto, Kim, Sakamoto, Tam, Hemmings, Slom as managers on the part of the Senate at such conference.

H.B. No. 1100, H.D. 1 (S.D. 1):

Representatives Takamine, chair, Cabrerros, Espero, Hamakawa, Kawakami, Magaoay, Nakasone, Saiki, Suzuki, Yonamine, Davis, Djou, Leong, Moses, Rath.

In accordance therewith, the President appointed Senators Taniguchi, chair, Buen, Chun, Chun Oakland, English, Hanabusa, Ige, Inouye, Kawamoto, Kim, Sakamoto, Tam,

Hemmings, Slom as managers on the part of the Senate at such conference,

was placed on file.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1607) recommending that the Senate advise and consent to the nomination of ORRIN A. HAWORTH, AIA, to the State Foundation on Culture and the Arts Commission, in accordance with Gov. Msg. No. 156.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1607 and Gov. Msg. No. 156 was deferred until Monday, April 16, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1608) recommending that the Senate advise and consent to the nomination of CAPSUN M. POE to the Board of Regents, University of Hawai'i, in accordance with Gov. Msg. No. 186.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1608 and Gov. Msg. No. 186 was deferred until Monday, April 16, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1609) recommending that the Senate advise and consent to the nominations of LYNN C. KINNEY and EUGENE N. TIWANAK to the Board of Directors, Research Corporation of the University of Hawai'i, in accordance with Gov. Msg. No. 187.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1609 and Gov. Msg. No. 187 was deferred until Monday, April 16, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1610) recommending that the Senate advise and consent to the nomination of RAYMOND S. ONO to the Western Interstate Commission for Higher Education (WICHE), in accordance with Gov. Msg. No. 188.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1610 and Gov. Msg. No. 188 was deferred until Monday, April 16, 2001.

Senators Sakamoto and Kawamoto, for the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1611) recommending that S.C.R. No. 98 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the joint report of the majority of the Committees was adopted and S.C.R. No. 98, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO PROVIDE TRANSPORTATION FOR STUDENTS INVOLVED IN AFTER SCHOOL EXTRACURRICULAR ACTIVITIES," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1612) recommending that S.C.R. No. 99, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 99, S.D. 1, entitled: "SENATE CONCURRENT

RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND UNIVERSITY OF HAWAII TO STUDY THE FEASIBILITY, BENEFITS, AND COSTS ASSOCIATED WITH LINKING THEIR INDIVIDUAL STUDENT INFORMATION SYSTEMS TO CREATE A LINKED K-16 DATABASE," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1613) recommending that S.C.R. No. 152, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 152, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ENSURE THAT ALL MIDDLE AND INTERMEDIATE SCHOOL STUDENTS ARE PROVIDED WITH ENRICHMENT ACTIVITIES," was adopted.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1614) recommending that S.R. No. 90, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the joint report of the Committees was adopted and S.R. No. 90, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING A SENATE COMMITTEE TO INVESTIGATE THE STATE'S EFFORTS TO COMPLY WITH THE FELIX CONSENT DECREE," was adopted.

Senators Sakamoto and Matsuura, for the Committee on Education and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1615) recommending that S.C.R. No. 65, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the joint report of the Committees was adopted and S.C.R. No. 65, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A JOINT SENATE-HOUSE INVESTIGATIVE COMMITTEE TO INVESTIGATE THE STATE'S EFFORTS TO COMPLY WITH THE FELIX CONSENT DECREE," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1616) recommending that S.R. No. 55, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 55, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND UNIVERSITY OF HAWAII TO STUDY THE FEASIBILITY, BENEFITS, AND COSTS ASSOCIATED WITH LINKING THEIR INDIVIDUAL STUDENT INFORMATION SYSTEMS TO CREATE A LINKED K-16 DATABASE," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1617) recommending that S.C.R. No. 26, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 26, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII RENAME THE RAINBOW BASEBALL STADIUM TO THE LES MURAKAMI BASEBALL STADIUM," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1618) recommending that S.R. No. 20, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 20, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII RENAME THE RAINBOW BASEBALL STADIUM TO THE LES MURAKAMI BASEBALL STADIUM," was adopted.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1619) recommending that S.C.R. No. 31, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 31, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE HAWAII TOURISM AUTHORITY," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1620) recommending that S.C.R. No. 156, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 156, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE ECONOMIC VIABILITY OF RELOCATING THE OAHU COMMUNITY CORRECTIONAL CENTER," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1621) recommending that S.C.R. No. 119, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 119, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT AND REVIEW OF EXISTING AGRICULTURAL THEFT LAWS AND ENFORCEMENT ISSUES THAT HAMPER THE ARREST AND CONVICTION OF PERSON'S CAUGHT OR SUSPECTED OF AGRICULTURAL THEFT," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1622) recommending that S.R. No. 88, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 88, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN ASSESSMENT AND REVIEW OF EXISTING AGRICULTURAL THEFT LAWS AND ENFORCEMENT ISSUES THAT HAMPER THE ARREST AND CONVICTION OF PERSON'S CAUGHT OR SUSPECTED OF AGRICULTURAL THEFT," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1623) recommending that S.C.R. No. 138 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 138, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES GOVERNMENT AND THE UNITED NATIONS TO REVIEW THE ACTIONS TAKEN IN 1959 RELEVANT TO

HAWAII'S STATEHOOD," was adopted with Senators Hemmings, Hogue and Slom voting 'No.'

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1624) recommending that S.R. No. 98 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 98, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES GOVERNMENT AND THE UNITED NATIONS TO REVIEW THE ACTIONS TAKEN IN 1959 RELEVANT TO HAWAII'S STATEHOOD," was adopted with Senators Hemmings, Hogue and Slom voting 'No.'

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1625) recommending that S.C.R. No. 8, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 8, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONTINUED DISCUSSION FOR A COMPREHENSIVE REVIEW OF CURRENT CHILD PROTECTION LAWS," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1626) recommending that S.R. No. 5, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 5, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING CONTINUED DISCUSSION FOR A COMPREHENSIVE REVIEW OF CURRENT CHILD PROTECTION LAWS," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1627) recommending that S.C.R. No. 70, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 70, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO REVIEW AND COMPARE SELECTED PROVISIONS OF HAWAII FAMILY LAW," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1628) recommending that S.R. No. 51, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 51, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO REVIEW AND COMPARE SELECTED PROVISIONS OF HAWAII FAMILY LAW," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1629) recommending that S.C.R. No. 62, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 62, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY, IN CONSULTATION WITH THE DEPARTMENT OF THE ATTORNEY GENERAL, THE PROSECUTING ATTORNEY OF EACH COUNTY, THE

POLICE DEPARTMENT OF EACH COUNTY, AND PRIVATE GROUPS SUCH AS THE OHANA HO'OPAKELE, TO IMPLEMENT PROGRAMS OF RESTORATIVE JUSTICE AND ESTABLISH WELLNESS CENTERS TO REDUCE THE RATE OF INCARCERATION AND INCREASE OPPORTUNITIES FOR INMATE REHABILITATION, PARTICULARLY AMONG NATIVE HAWAIIANS," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1630) recommending that S.C.R. No. 160, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 160, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COALITION FOR THE PREVENTION OF SEX ASSAULT TO CONVENE A TASK FORCE TO ENGAGE IN A COMPREHENSIVE REVIEW OF THE ISSUES, AND THE DIFFERING VIEWPOINTS, CONCERNING THE AGE OF CONSENT FOR CONSENSUAL SEX CONDUCT," was adopted with Senators Hemmings, Hogue and Slom voting 'No.'

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1631) recommending that S.C.R. No. 117, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 117, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CHIEF ELECTION OFFICER TO CONVENE AN ELECTIONS PARTICIPATION TASK FORCE TO PROPOSE A PLAN TO INCREASE PARTICIPATION IN ELECTIONS, TARGETING BOTH REGISTERED VOTERS WHO DO NOT VOTE AND ELIGIBLE VOTERS WHO ARE NOT REGISTERED," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1632) recommending that S.C.R. No. 90, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 90, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO IMPROVE THE EFFICIENCY OF LAW ENFORCEMENT AND PUBLIC SAFETY AGENCIES," was adopted.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1633) recommending that S.R. No. 68, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 68, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING A TASK FORCE TO IMPROVE THE EFFICIENCY OF LAW ENFORCEMENT AND PUBLIC SAFETY AGENCIES," was adopted.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1634) recommending that S.C.R. No. 139, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 139, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION OF THE IMPACTS OF INCREASED PUBLIC ACCESS ON

KA'AWALOA AND KEALAKEKUA BAY, ISLAND OF HAWAII," was adopted.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1635) recommending that S.R. No. 99, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 99, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN INVESTIGATION OF THE IMPACTS OF INCREASED PUBLIC ACCESS ON KA'AWALOA AND KEALAKEKUA BAY, ISLAND OF HAWAII," was adopted.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1636) recommending that S.C.R. No. 124, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 124, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF DIRECTORS OF THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO COME UP WITH RECOMMENDATIONS TO MODIFY THE MAKE-UP OF ITS BOARD TO INCLUDE MORE PRIVATE SECTOR PARTICIPATION," was adopted.

Senators Chun and Sakamoto, for the Committee on Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1637) recommending that S.C.R. No. 76, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the joint report of the Committees was adopted and S.C.R. No. 76, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO ESTABLISH A FORMAL POLICY SUPPORTING NATIVE HAWAIIAN CULTURE AND ARTS," was adopted.

Senators Chun and Sakamoto, for the Committee on Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1638) recommending that S.R. No. 54, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the joint report of the Committees was adopted and S.R. No. 54, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO ESTABLISH A FORMAL POLICY SUPPORTING NATIVE HAWAIIAN CULTURE AND ARTS," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1639) recommending that S.C.R. No. 41, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 41, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THAT PHARMACEUTICAL COMPANIES DOING BUSINESS IN HAWAII DEVELOP A MORE CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE PRESCRIPTION DRUGS," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1640) recommending that S.R. No. 32, S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 32, S.D. 1, entitled: "SENATE RESOLUTION URGING THAT PHARMACEUTICAL COMPANIES DOING BUSINESS IN HAWAII DEVELOP A MORE CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE PRESCRIPTION DRUGS," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1641) recommending that S.C.R. No. 10 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 10, entitled: "SENATE CONCURRENT RESOLUTION URGING THE IDENTIFICATION OF INAPPROPRIATE AND PORNOGRAPHIC MATERIAL ON THE INTERNET," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1642) recommending that S.R. No. 7 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 7, entitled: "SENATE RESOLUTION URGING THE IDENTIFICATION OF INAPPROPRIATE AND PORNOGRAPHIC MATERIAL ON THE INTERNET," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1643) recommending that S.C.R. No. 23, S.D. 1, as amended in S.D. 2, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 23, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION URGING THE FORMATION OF A WORKING GROUP TO DEVELOP A STATEWIDE CERTIFICATION PROGRAM FOR LONG-TERM CARE PROVIDERS," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1644) recommending that S.R. No. 18, S.D. 1, as amended in S.D. 2, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 18, S.D. 2, entitled: "SENATE RESOLUTION URGING THE FORMATION OF A WORKING GROUP TO DEVELOP A STATEWIDE CERTIFICATION PROGRAM FOR LONG-TERM CARE PROVIDERS," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1645) recommending that S.C.R. No. 87, S.D. 1, as amended in S.D. 2, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 87, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE IDENTIFICATION OF APPROPRIATE SITES FOR TELECOMMUNICATION TOWERS AND ANTENNAE TO PROVIDE OPTIMUM COVERAGE," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep.

No. 1646) recommending that S.R. No. 65, S.D. 1, as amended in S.D. 2, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 65, S.D. 2, entitled: "SENATE RESOLUTION REQUESTING THE IDENTIFICATION OF APPROPRIATE SITES FOR TELECOMMUNICATION TOWERS AND ANTENNAE TO PROVIDE OPTIMUM COVERAGE," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1647) recommending that S.C.R. No. 91, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 91, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT A SPECIAL COMMITTEE DEVELOP AND IMPLEMENT A LONG-TERM CARE FINANCING PLAN FOR THE STATE OF HAWAII," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1648) recommending that S.R. No. 69, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 69, S.D. 1, entitled: "SENATE RESOLUTION URGING HEALTH CARE PLANS AND PROVIDERS TO PROVIDE COVERAGE FOR AND UTILIZE HEARING SCREENING IN OLDER PATIENTS," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1649) recommending that S.C.R. No. 121 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 121, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE LICENSING OF PRIVATE TRADE, VOCATIONAL OR TECHNICAL SCHOOLS," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1650) recommending that S.C.R. No. 127 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 127, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR ACUPUNCTURE SERVICES," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1651) recommending that S.C.R. No. 128 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 128, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT OF THE IMPACT OF MANDATING PUBLIC EMPLOYEE HEALTH INSURANCE COVERAGE FOR NATUROPATHIC CARE AND A STUDY OF OTHER NATUROPATHY ISSUES," was adopted.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1652) recommending that S.C.R. No. 61, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 61, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY RELATING TO THE MANAGEMENT OF THE AHUPUA'A 'O KAHANA," was adopted.

Senators Tam and Kim, for the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1653) recommending that S.C.R. No. 96, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the joint report of the Committees was adopted and S.C.R. No. 96, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A RELATIONSHIP FOR ECONOMIC DEVELOPMENT BETWEEN THE STATE OF HAWAII AND THE GEOGRAPHICAL AREAS OF TAIPEI, TAI CHUNG, AND TAINAN, TAIWAN," was adopted.

Senators Tam and Inouye, for the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 1654) recommending that S.C.R. No. 140, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the joint report of the Committees was adopted and S.C.R. No. 140, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING FURTHER ACTION ON THE DESIGNATION OF A STATE RECREATIONAL AND HISTORIC PARK AND NATURE RESERVE AT KAPUA, HONOMALINO, OKOE, KAULANAMAUNA, AND MANUKA DISTRICTS IN SOUTH KONA AND KA'U, ISLAND OF HAWAII," was adopted.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1655) recommending that S.C.R. No. 85 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 85, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO GATHER PUBLIC INPUT AND RECOMMEND STATUTORY CAVE LAW," was adopted.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1656) recommending that S.R. No. 63 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 63, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO GATHER PUBLIC INPUT AND RECOMMEND STATUTORY CAVE LAW," was adopted.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No.

1657) recommending that S.C.R. No. 146, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 146, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE RETENTION AND PRESERVATION OF OPEN SPACE AND VIEW PLANES, HISTORIC SITES, AND TRADITIONAL ACCESS ALONG THE COASTLINE OF THE NORTH KOHALA DISTRICT, HAWAII," was adopted.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1658) recommending that S.C.R. No. 13, S.D. 1, as amended in S.D. 2, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the majority of the Committee was adopted and S.C.R. No. 13, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING, AND REQUESTING A REPORT ON, SOCIALLY RESPONSIBLE INVESTMENT," was adopted with Senators Hemmings, Hogue and Slom voting 'No.'

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1659) recommending that S.R. No. 10, S.D. 1, as amended in S.D. 2, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the majority of the Committee was adopted and S.R. No. 10, S.D. 2, entitled: "SENATE RESOLUTION ENCOURAGING, AND REQUESTING A REPORT ON, SOCIALLY RESPONSIBLE INVESTMENT," was adopted with Senators Hemmings, Hogue and Slom voting 'No.'

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1660) recommending that S.C.R. No. 35, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 35, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FULL FEDERAL FUNDING FOR MANDATED PROGRAMS AND SERVICES," was adopted.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1661) recommending that S.R. No. 27, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 27, S.D. 1, entitled: "SENATE RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FULL FEDERAL FUNDING FOR MANDATED PROGRAMS AND SERVICES," was adopted.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1662) recommending that S.C.R. No. 97, S.D. 1, as amended in S.D. 2, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 97, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO COORDINATE EFFORTS IN THE UNITED STATES CONGRESS TO OBTAIN FUNDING FOR FORTY PERCENT OF THE COST OF SPECIAL

EDUCATION AND RELATED SERVICES FOR CHILDREN WITH DISABILITIES,” was adopted.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1663) recommending that S.C.R. No. 102, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 102, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS SURVEY OF FEDERALLY MANDATED STATE PROGRAMS,” was adopted.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1664) recommending that S.C.R. No. 116 be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 116, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO STUDY COMPENSATION OF LICENSED ATTORNEYS EMPLOYED BY THE STATE OF HAWAII,” was adopted.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1665) recommending that S.C.R. No. 120, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.C.R. No. 120, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND BOARD OF EDUCATION TO IDENTIFY THE FULL COST OF EDUCATING FEDERALLY CONNECTED CHILDREN WITH DISABILITIES AS ALLOWED BY THE FEDERAL IMPACT AID FORMULAS,” was adopted.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1666) recommending that S.R. No. 76, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Chun and carried, the report of the Committee was adopted and S.R. No. 76, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS SURVEY OF FEDERALLY MANDATED STATE PROGRAMS,” was adopted.

At this time, Senator Slom extended happy birthday wishes to Senator Kawamoto on behalf of the Senate.

At 4:37 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:38 o'clock p.m.

ADJOURNMENT

At 4:39 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:00 o'clock a.m., Monday, April 16, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTIETH DAY

Monday, April 16, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:13 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Brad McDaniel, Mililani Missionary Church, after which the Roll was called showing all Senators present with the exception of Senators Chumbley, Ige, Ihara, Tam and Taniguchi who were excused.

The President announced that he had read and approved the Journal of the Forty-Ninth Day.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 28 and 29) were read by the Clerk and were placed on file:

Dept. Com. No. 28, from the Department of Business, Economic Development, and Tourism dated April 9, 2001, transmitting the Interim Recommendations of the Energy-Efficiency Policy Task Force and the Proceedings of the Energy Efficiency Policy Symposium, pursuant to Act 163, SLH 1998.

Dept. Com. No. 29, from the State Auditor dated April 11, 2001, transmitting a report, "Audit of the Employment and Training Fund," (Report No. 01-08).

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 565 to 598) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 565, transmitting H.C.R. No. 11, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 11, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF SUBMERGED LANDS AT DUKE KAHANAMOKU BEACH AT WAIKIKI, HONOLULU, OAHU, FOR PIER PURPOSES," was referred to the Committee on Ways and Means.

Hse. Com. No. 566, transmitting H.C.R. No. 12, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON LAND EXCHANGES," was referred to the Committee on Ways and Means.

Hse. Com. No. 567, transmitting H.C.R. No. 13, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 13, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE SALE OF EASEMENT COVERING PORTION OF SUBMERGED LANDS AT LAHAINA, MAUI, HAWAII, FOR CONCRETE PIER AND DECK PURPOSES," was referred to the Committee on Ways and Means.

Hse. Com. No. 568, transmitting H.C.R. No. 24, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 24, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING AND AUTHORIZING THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE PROVINCE OF THUA THEIN-HUE OF THE SOCIALIST REPUBLIC OF VIETNAM," was referred to the Committee on Economic Development and Technology.

Hse. Com. No. 569, transmitting H.C.R. No. 25, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO ALLOW REAL PROPERTY TAXES TO BE PAID QUARTERLY," was referred to the Committee on Tourism and Intergovernmental Affairs.

Hse. Com. No. 570, transmitting H.C.R. No. 33, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 33, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO ESTABLISH MANDATORY COMMUNITY SERVICE, WORK EXPERIENCE, OR SERVICE LEARNING AS A REQUIREMENT FOR GRADUATION FROM HIGH SCHOOL," was referred to the Committee on Education.

Hse. Com. No. 571, transmitting H.C.R. No. 34, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 34, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF ESTABLISHING AN INTER-ISLAND FERRY SYSTEM BETWEEN ALL OF THE ISLANDS," was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 572, transmitting H.C.R. No. 45, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 45, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO CONVENE A TASK FORCE TO DEVELOP A DEMONSTRATION PROJECT FOR GIFTED AND TALENTED STUDENTS IN THE PEARL CITY HIGH SCHOOL COMPLEX," was referred to the Committee on Education.

Hse. Com. No. 573, transmitting H.C.R. No. 50, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 50, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING EQUAL TREATMENT FOR JAPANESE LATIN AMERICANS INTERNED IN THE UNITED STATES DURING WORLD

WAR II," was referred to the Committee on Tourism and Intergovernmental Affairs.

Hse. Com. No. 574, transmitting H.C.R. No. 54, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE STATUS OF THE NATIVE HAWAIIAN REHABILITATION FUND," was referred to the Committee on Hawaiian Affairs.

Hse. Com. No. 575, transmitting H.C.R. No. 57, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE ACQUISITION OF KAHUKU RANCH BY THE UNITED STATES NATIONAL PARK SERVICE FOR EXPANSION OF THE HAWAII VOLCANOES NATIONAL PARK," was referred to the Committee on Water, Land, Energy, and Environment.

Hse. Com. No. 576, transmitting H.C.R. No. 71, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 71, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND COMMENDING THE WORK OF ISLAND TENANTS ON THE RISE FOR THEIR CONTINUING EFFORTS TO BRING LOW-INCOME PEOPLE INTO ACTIVE PARTICIPATION IN THE DEMOCRATIC PROCESS," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 577, transmitting H.C.R. No. 75, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 75, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO NEGOTIATE WITH KAMEHAMEHA SCHOOLS, BISHOP MUSEUM, AND THE OFFICE OF HAWAIIAN AFFAIRS TO LEASE KALIHI VALLEY NATURE PARK FOR A NATIVE HAWAIIAN EDUCATION CENTER," was referred to the Committee on Hawaiian Affairs.

Hse. Com. No. 578, transmitting H.C.R. No. 87, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE U.S. CONGRESS AND THE U.S. DEPARTMENT OF AGRICULTURE TO ESTABLISH AND FUND A U.S. DEPARTMENT OF AGRICULTURE - PACIFIC BASIN AGRICULTURAL RESEARCH CENTER - MANAGED CACAO GERMPASM CENTER IN HAWAII," was referred to the Committee on Agriculture.

Hse. Com. No. 579, transmitting H.C.R. No. 88, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 88, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE TO CONSIDER HOW THE HILO AREA CAN MAXIMIZE THE

ECONOMIC OPPORTUNITIES PRESENTED BY THE CRUISE INDUSTRY," was referred to the Committee on Economic Development and Technology.

Hse. Com. No. 580, transmitting H.C.R. No. 89, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 89, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO CONVENE A TASK FORCE TO STUDY SAFE ACCESS TO VIEW AND LEARN ABOUT HAWAII VOLCANOES," was referred to the Committee on Tourism and Intergovernmental Affairs.

Hse. Com. No. 581, transmitting H.C.R. No. 91, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 91, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF THE COMPREHENSIVE STUDENT SUPPORT SYSTEM OF THE DEPARTMENT OF EDUCATION," was referred to the Committee on Education.

Hse. Com. No. 582, transmitting H.C.R. No. 93, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 93, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT TO DESIGNATE A NEW NATIONAL PARK FROM KEONE`O`IO TO KANALOA POINT ON THE SOUTHEAST COAST OF MAUI," was referred to the Committee on Water, Land, Energy, and Environment.

Hse. Com. No. 583, transmitting H.C.R. No. 95, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 95, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE FUTURE PRESERVATION OF MAHA`ULEPU," was referred to the Committee on Water, Land, Energy, and Environment.

Hse. Com. No. 584, transmitting H.C.R. No. 100, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 100, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONTINUE TO OVERSEE, ON THE LEGISLATURE'S BEHALF, THE STATE'S EFFORTS TO PROVIDE EFFECTIVE SERVICES TO FELIX CLASS CHILDREN," was referred to the Committee on Education.

Hse. Com. No. 585, transmitting H.C.R. No. 115, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE PACIFIC BASIN ECONOMIC COUNCIL AND ENCOURAGING EFFORTS TO HOLD THE 34TH INTERNATIONAL GENERAL MEETING IN HAWAII," was referred to the Committee on Economic Development and Technology.

Hse. Com. No. 586, transmitting H.C.R. No. 117, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF SAME-DAY VOTER REGISTRATION IN HAWAII," was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 587, transmitting H.C.R. No. 118, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 118, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES NAVY TO ALLOW THE PUBLIC TO USE NON-MOTORIZED WATERCRAFT ON A PORTION OF THE WEST LOCH OF PEARL HARBOR," was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 588, transmitting H.C.R. No. 120, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EXAMINE THE FEASIBILITY OF USING STATE HIGHWAY REVENUE BONDS TO FINANCE THE PLANNING, DESIGN, AND CONSTRUCTION OF EITHER AN OVERSEAS BRIDGE OR AN UNDERSEA TUNNEL FROM IROQUOIS POINT TO HICKAM AIRFORCE BASE, IN ORDER TO LINK KALAELOA, KAPOLEI, EWA, AND EWA BEACH TO HONOLULU," was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 589, transmitting H.C.R. No. 122, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 122, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PRELIMINARY ASSESSMENT OF ENERGY SUSTAINABILITY IN HAWAII," was referred to the Committee on Water, Land, Energy, and Environment.

Hse. Com. No. 590, transmitting H.C.R. No. 126, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 126, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO FORMULATE AN OBJECTIVE METHODOLOGY THAT THE LEGISLATURE MAY USE TO REVIEW THE JUSTIFICATION FOR EXISTING GENERAL EXCISE TAX EXEMPTIONS," was referred to the Committee on Ways and Means.

Hse. Com. No. 591, transmitting H.C.R. No. 127, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS SURVEY OF FEDERALLY MANDATED STATE

PROGRAMS," was referred to the Committee on Ways and Means.

Hse. Com. No. 592, transmitting H.C.R. No. 129, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 129, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE FEASIBILITY OF A STATE PHARMACEUTICAL ASSISTANCE PROGRAM," was referred to the Committee on Health and Human Services.

Hse. Com. No. 593, transmitting H.C.R. No. 148, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 148, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO REPORT TO THE LEGISLATURE ON THE FEASIBILITY OF ENTERING INTO A RECIPROCAL INCOME TAX AGREEMENT WITH THE STATE OF CALIFORNIA," was referred to the Committee on Ways and Means.

Hse. Com. No. 594, transmitting H.C.R. No. 151, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 151, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENTS OF HEALTH, AGRICULTURE, AND EDUCATION TO FURTHER ENCOURAGE CONSUMPTION OF FIVE OR MORE DAILY SERVINGS OF FRUITS AND VEGETABLES," was referred to the Committee on Health and Human Services.

Hse. Com. No. 595, transmitting H.C.R. No. 163, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 163, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD AND DEPARTMENT OF EDUCATION TO REEVALUATE READING GOALS FOR STUDENTS IN HAWAII'S PUBLIC SCHOOLS AND INCREASE SYSTEM ACCOUNTABILITY FOR ATTAINING THOSE GOALS," was referred to the Committee on Education.

Hse. Com. No. 596, transmitting H.C.R. No. 175, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 175, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE HAWAII CITIZENS FOR HEALTH, TO CONDUCT A DEFINITIVE STUDY ON THE EFFECTIVENESS OF FLUORIDATION THAT ALSO ADDRESSES CONCERNS RELATING TO THE HEALTH AND SAFETY OF FLUORIDATING HAWAII'S DRINKING WATER," was referred to the Committee on Health and Human Services.

Hse. Com. No. 597, transmitting H.C.R. No. 182, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 182, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF AN EXPERIMENTAL

SWORDFISH FISHERY TO ADOPT ALTERNATIVE TURTLE MITIGATION MEASURES AND AVOID ADVERSE ECONOMIC IMPACT,” was referred to the Committee on Water, Land, Energy, and Environment.

Hse. Com. No. 598, transmitting H.C.R. No. 183, H.D. 1, which was adopted by the House of Representatives on April 12, 2001, was placed on file.

By unanimous consent, H.C.R. No. 183, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE BOARD OF LAND AND NATURAL RESOURCES MEET WITH ALL STAKEHOLDERS AND USERS OF KEEHI LAGOON TO REVIEW ALL ALTERNATIVES AND TO DEVELOP A CONSENSUS AGREEMENT ON HOW BEST TO EFFECT NEEDED REPAIRS AND DEVELOPMENT OF THIS MARINA,” was referred to the Committee on Transportation, Military Affairs, and Government Operations.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1596 (Gov. Msg. No. 177):

Senator Buen moved that Stand. Com. Rep. No. 1596 be received and placed on file, seconded by Senator Chun and carried.

Senator Buen then moved that the Senate advise and consent to the nominations of SUMNER PARDEE ERDMAN and SUSAN MATSUSHIMA to the Board of Agriculture, terms to expire June 30, 2005, seconded by Senator Chun.

Senator Buen rose in support of the nominees and said:

“Mr. President, I rise to speak in favor of the nominations of Susan Matsushima and Sumner Pardee Erdman to the Board of Agriculture.

“Both nominees are current members of the Board of Agriculture and have served since 1997 with distinction.

“Ms. Matsushima brings a wealth of experience to the Board of Agriculture. She has a history of business success in the nursery industry. She’s a very knowledgeable agriculture professional, innovative businessperson, and forward thinking leader. Ms. Matsushima is also very active in promoting and supporting Hawaii’s agriculture industry. Among her community activities – she initiated programs at several high schools that encourage students to cultivate agricultural products and sell them to raise funds for their student organizations. In addition, she has held leadership positions in the Hawaii Farm Bureau Federation, Commodity Advisory Group, Sustainable Agricultural Network, and Western Sustainable Agricultural Research and Education.

“Mr. Erdman is a rancher on Maui and brings a different and valuable perspective to the Board of Agriculture. He has served as President of the Hawaii Cattlemen’s Association and Maui Cattlemen’s Association and Director of the Central Maui Soil and Water Conservation District. Mr. Erdman also has committed a significant amount of his time to promoting Hawaii’s agriculture industry by hosting the famous Maui Ag Day at Ulupalakua Ranch and contributing to other events. He’s also a recognized leader in promoting conservation efforts.

“As Chair of the Agriculture Committee, it’s my duty to take actions that are in the best interest of Hawaii’s agriculture industry. As such, I recommend the confirmation of the

nominations of Sumner Pardee Erdman and Susan Matsushima to the Board of Agriculture and I ask for all of your support for them.

“Thank you, Mr. President.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Chumbley, Ige, Ihara, Tam, Taniguchi).

Stand. Com. Rep. No. 1607 (Gov. Msg. No. 156):

Senator Sakamoto moved that Stand. Com. Rep. No. 1607 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of ORRIN A. HAWORTH, AIA, to the State Foundation on Culture and the Arts Commission, terms to expire June 30, 2001, and June 30, 2005, seconded by Senator Chun Oakland.

Senator Sakamoto rose to speak in favor of the nominee as follows:

“Mr. President, I have brief remarks on this report. Our Committee on Education has reviewed them and Mr. Haworth is the interim director of the State Foundation on Culture and the Arts and also an architect with Kober/Hanssen/Mitchell Architects. He is not here this morning.

“We recommend him for approval, Mr. President, and I have additional remarks to be inserted into the Journal.”

The Chair having so ordered, Senator Sakamoto’s additional comments read as follows:

“I rise in support of Mr. Orrin A. Haworth’s gubernatorial nomination to the State Foundation on Culture and the Arts.

“Mr. Haworth has served as an interim commissioner for the State Foundation on Culture and the Arts (SFCA) since September 2000. He has volunteered his expertise and his time to attend each of the Commission’s meetings to assist with the planning for the State Art Museum and Capitol District Visitor Information Center to be built in the No. 1 Capitol District Building and to chair the Art In Public Places Committee.

“Mr. Haworth is an architect with Next Design LLC. In addition to his vast experience in architectural design in the state, he was most recently a principal of Kober/Hanssen/Mitchell Architects in Honolulu and Manager and Principal in-charge of KHMA California in San Francisco.

“I join with SFCA’s recommendation for the approval of Orrin A. Haworth, gubernatorial nominee to the State Foundation on Culture and the Arts Commission for a term expiring on June 30, 2005.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Chumbley, Ige, Ihara, Tam, Taniguchi).

Stand. Com. Rep. No. 1608 (Gov. Msg. No. 186):

Senator Sakamoto moved that Stand. Com. Rep. No. 1608 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of CAPSUN M. POE to the Board of Regents, University of Hawai'i, term to expire June 30, 2003, seconded by Senator Chun Oakland.

Senator Sakamoto rose in support of the nominee and said:

"Mr. Capsun Poe is here this morning. He's a student that has been involved with the University of Hawaii student government and has knowledge of the community college. He's to be appointed to the Board of Regents as a student member. I'd like to recognize Capsun. (Mr. Poe, who was seated in the gallery, rose to be recognized.)

"We recommend his approval, Mr. President, and I have additional remarks to be inserted into the Journal."

The Chair having so ordered, Senator Sakamoto's remarks read as follows:

"Mr. President, I rise in support of the nomination of Capsun Poe to the University of Hawaii Board of Regents. Capsun Poe's extensive involvement in the University of Hawaii school system and community service attest to his commitment to serve his fellow students and the people of Hawaii. His educational background both at a local community college and the University of Hawaii at Manoa gives him the necessary experience and knowledge to represent the students at all of Hawaii's university campuses.

"Therefore, your Committee on Education is confident that Capsun Poe will be an asset to the University of Hawaii Board of Regents and offers him their full support."

Senator Inouye rose to speak in support of the nominee as follows:

"Mr. President, I speak in support of Gov. Msg. No. 186.

"Mr. President and members, I would like to express my strong support for Capsun Poe's confirmation to the University of Hawaii Board of Regents. As some of you know, Capsun has been an intern for my office since January of this year.

"He has demonstrated a willingness to work hard and a definite ability to take initiative. For example, after coming back at 11:30 p.m. from a week long student government trip to Canada, he came to work here at 5:30 a.m. the next morning to complete a project, and this is after telling him to take the day off. I have other examples of his work but I would need the entire afternoon.

"Besides being hardworking, I have also found him to be an open-minded, intelligent, and articulate person. Furthermore, he possesses great knowledge of the political and educational system and he is our computer wiz.

"I believe he will be an excellent leader and a real student's representative and I urge all of your support for Capsun Poe. Thank you."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Chumbley, Ige, Ihara, Tam, Taniguchi).

Stand. Com. Rep. No. 1609 (Gov. Msg. No. 187):

Senator Sakamoto moved that Stand. Com. Rep. No. 1609 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nominations of LYNN C. KINNEY and EUGENE N. TIWANAK to the Board of Directors, Research Corporation of the University of Hawai'i, terms to expire June 30, 2005, seconded by Senator Chun Oakland.

Senator Sakamoto rose in support of the nominees and said:

"Mr. President, for the Board of Directors for the Research Corporation of the University of Hawaii, two people were nominated. One was Mr. Kinney who's with the International Brotherhood of Painters in Allied Trades. He was here earlier, but not able to stay. However, with us this morning is Mr. Eugene Tiwanak who is the Chief Executive of St. Francis Healthcare Foundation of Hawaii and involved with many other activities. If he could rise. (Mr. Tiwanak rose to be recognized.)

"We recommend both of them for approval, Mr. President, and I have additional remarks to be inserted into the Journal."

The Chair having so ordered, Senator Sakamoto's additional remarks read as follows:

"Mr. President, I rise in support for the nominee Mr. Lynn Kinney to the Board of Directors-Research Corporation of the University of Hawaii.

"Mr. Kinney is well qualified for this auspicious office. He has held the position of Business Manager/Financial Secretary to Local 1791, The International Brotherhood of Painters in Allied Trades. In his position as local 1791 and District Counsel 50, he has been involved in complex and complicated financial and administrative functions. Mr. Kinney's experience both in his career and high visibility in the community will serve him well as a Director for the Research Corporation of the University of Hawaii.

"I therefore solicit my colleagues' support for the approval of Mr. Kinney for this position.

"Mr. President, I also speak in support for the nomination of Mr. Eugene N. Tiwanak to the Board of Directors of the Research Corporation of the University of Hawaii.

"Mr. Tiwanak is highly regarded as a community leader and a professional in the business community. He served as a commissioned U.S. Army Officer, and President and Chief Executive of St. Francis Healthcare Foundation of Hawaii, a not-for-profit corporation charged with the responsibility to secure funds and other assets. He is also a trustee for the King William Charles Lunalilo Trust Estate and member of many community organizations over the years, including the Catholic Diocese of Honolulu, the Filipino Community Center, the Augustine Educational Foundation, City and County Neighborhood Commission and others.

"Thank you, Mr. President. I request your members' support for the nomination of Mr. Eugene N. Tiwanak to the high office of Board of Directors, Research Corporation of the University of Hawaii."

Senator Kawamoto rose to support the nominees as follows:

"Mr. President, I'd like to speak in favor of Stand. Com. Rep. No. 1609.

"I'd like to speak first on Lynn Kinney. He was instrumental in working towards having the military and the island contractors working together and breaking down some walls that we needed in the past four or five years. I credit him for his efforts and his knowledge on the construction business.

"I'd also like to speak on Eugene Tiwanak, another individual from our community who really brought St. Francis West out to the Leeward side. If it wasn't for him, I don't think we would have a 24-hour emergency as we do now. That was one of our major concerns and we appreciate Gene for all his efforts. He was one of the few potential politicians out there and he chose the life of the private sector and did a great job for the community. I appreciate your help, Gene.

"Thank you."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Chumbley, Ige, Ihara, Tam, Taniguchi).

Stand. Com. Rep. No. 1610 (Gov. Msg. No. 188):

Senator Sakamoto moved that Stand. Com. Rep. No. 1610 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of RAYMOND S. ONO to the Western Interstate Commission for Higher Education (WICHE), term to expire June 30, 2005, seconded by Senator Chun Oakland.

Senator Sakamoto rose to support the nominee and said:

"Mr. President, Mr. Ono, who's a Senior Vice President for First Hawaiian Bank, has been nominated to the Western Interstate Commission for Higher Education. We recommend him for approval, Mr. President, and I have additional remarks to be inserted into the Journal."

The Chair having so ordered, Senator Sakamoto's additional comments read as follows:

"Mr. President, I also rise in support of Gov. Msg. No. 188 nominating Raymond S. Ono to the Western Interstate Commission for Higher Education. Mr. Ono has been in the banking industry for over 25 years and is presently a Senior Vice President at First Hawaiian Bank. He is an active member of our community, providing service through the University of Hawaii Foundation, the Building Industry Association, numerous Chambers of Commerce and numerous Maui-based organizations.

"Your Committee found that Mr. Ono's understanding of the educational needs of today's youths and the interaction between education and professional development would make him a valuable asset for administering Western Interstate Commission for Higher Education programs."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Chumbley, Ige, Ihara, Tam, Taniguchi).

THIRD READING

H.B. No. 240, H.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, H.B. No. 240, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Chumbley, Ige, Ihara, Tam, Taniguchi).

APPOINTMENT OF CONFEREES

S.B. No. 18, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 18, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Chumbley, Hanabusa, Hogue as managers on the part of the Senate at such conference.

S.B. No. 24, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 24, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Hanabusa, Kawamoto, co-chairs; Chun, Taniguchi, Slom as managers on the part of the Senate at such conference.

S.B. No. 28 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 28, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Hanabusa, co-chair; Buen, Chun as managers on the part of the Senate at such conference.

S.B. No. 41, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 41, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Hanabusa, co-chair; Chun Oakland, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 48, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 48, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Buen, Menor, co-chairs; Kokubun, Matsuura, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 64, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 64, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Ihara, Matsuura, Slom as managers on the part of the Senate at such conference.

S.B. No. 65 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 65, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Matsuura, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 67, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 67, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Ihara, Matsuura, Slom as managers on the part of the Senate at such conference.

S.B. No. 69, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 69, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Matsuura, Slom as managers on the part of the Senate at such conference.

S.B. No. 97 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 97, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Kanno, Menor, co-chairs; Ihara, Hogue as managers on the part of the Senate at such conference.

S.B. No. 98 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 98, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 105, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 105, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun, chair; Inouye, co-chair; Chun Oakland, Kokubun, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 118, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 118, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 119, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 119, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 120, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 120, S.D. 2,

and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 123, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 123, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Kim, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 178, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 178, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Menor, co-chair; English, Hogue as managers on the part of the Senate at such conference.

S.B. No. 185, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 185, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Chun, Inouye, co-chairs; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 204, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 204, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Buen, Taniguchi, co-chairs; Inouye, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 209, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 209, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, Kim, co-chairs; Buen, Slom as managers on the part of the Senate at such conference.

S.B. No. 212, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 212, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, co-chair; Buen, Fukunaga, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 214, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 214, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Fukunaga, Menor, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 224, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 224, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Matsuura, Taniguchi, co-chairs; Hogue as managers on the part of the Senate at such conference.

S.B. No. 257, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 257, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, Menor, co-chairs; Slom as managers on the part of the Senate at such conference.

S.B. No. 336, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 336, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Tam, Taniguchi, co-chairs; Chun, Slom as managers on the part of the Senate at such conference.

S.B. No. 369, S.D. 3 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 369, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Chun, Kawamoto, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 382, S.D. 3 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 382, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nakata, Tam, co-chairs; Kawamoto, Hogue as managers on the part of the Senate at such conference.

S.B. No. 423, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 423, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Ihara, Matsuura, Slom as managers on the part of the Senate at such conference.

S.B. No. 449, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 449, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Kanno, Kawamoto, co-chairs; Hanabusa, Kokubun, Hogue as managers on the part of the Senate at such conference.

S.B. No. 469, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 469, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Kawamoto, Taniguchi, co-chairs; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 493, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 493, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Hanabusa, Ige, Tam, Hogue as managers on the part of the Senate at such conference.

S.B. No. 498, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 498, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun, co-chair; Chun Oakland, Kokubun, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 525, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 525, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, Matsunaga, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 530, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 530, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nakata, co-chair; Chun Oakland, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 535, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 535, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kanno, co-chair; Kawamoto, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 540, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 540, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Kim, Taniguchi, Slom as managers on the part of the Senate at such conference.

S.B. No. 549, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 549, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Taniguchi, co-chair; Kim, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 552, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 552, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Kawamoto, Taniguchi, co-chairs; Kim, Slom as managers on the part of the Senate at such conference.

S.B. No. 588, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 588, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Hanabusa, Ihara, Kanno, Sakamoto, Slom as managers on the part of the Senate at such conference.

S.B. No. 589, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 589, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Matsuura, co-chair; English, Hogue as managers on the part of the Senate at such conference.

S.B. No. 591, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 591, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Matsuura, co-chair; Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 597, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 597, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, Ihara, Hogue as managers on the part of the Senate at such conference.

S.B. No. 606, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 606, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Buen, co-chair; Ihara, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 633 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 633, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Hanabusa, co-chair; Kokubun, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 638, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 638, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Chun, Kokubun, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 640, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 640, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Kanno, co-chair; Chumbley, Kokubun, Matsuura, Hogue as managers on the part of the Senate at such conference.

S.B. No. 648, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 648, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Taniguchi, co-chair; Kim, Slom as managers on the part of the Senate at such conference.

S.B. No. 654, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 654, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kokubun, Nakata, Hogue as managers on the part of the Senate at such conference.

S.B. No. 661, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 661, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Sakamoto, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 670, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 670, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, Tam, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 678, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 678, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Taniguchi, co-chair; Kim, Slom as managers on the part of the Senate at such conference.

S.B. No. 683, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 683, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Kokubun, Slom as managers on the part of the Senate at such conference.

S.B. No. 684 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 684, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 699 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 699, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Buen, Chun, Kawamoto, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 704, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 704, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 710 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 710, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Chumbley, Hanabusa, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 716, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 716, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Matsuura, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 733, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 733, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Hanabusa, co-chair; Buen, Kanno, Taniguchi as managers on the part of the Senate at such conference.

S.B. No. 751, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 751, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Taniguchi, co-chair; Inouye, Sakamoto, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 752, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 752, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Tam, co-chair; Fukunaga, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 755, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 755, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Taniguchi, co-chair; Inouye, Kanno, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 758, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 758, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kim, co-chair; Fukunaga, Taniguchi as managers on the part of the Senate at such conference.

S.B. No. 759, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 759, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Matsuura, Hogue as managers on the part of the Senate at such conference.

S.B. No. 796, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 796, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Kanno, Kim, co-chairs; Chumbley, Chun, English, Slom as managers on the part of the Senate at such conference.

S.B. No. 805, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 805, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Matsuura, Slom as managers on the part of the Senate at such conference.

S.B. No. 838, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 838, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; English as managers on the part of the Senate at such conference.

S.B. No. 841 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 841, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kanno, co-chair; Kim, Hogue as managers on the part of the Senate at such conference.

S.B. No. 849, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 849, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Chun, Hanabusa, Kanno, Kim as managers on the part of the Senate at such conference.

S.B. No. 854, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 854, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Chun, Hanabusa, Kim, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 865, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 865, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nakata, Taniguchi, co-chairs; Chun Oakland, Hogue as managers on the part of the Senate at such conference.

S.B. No. 900, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 900, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Kawamoto, Menor, co-chairs; Slom as managers on the part of the Senate at such conference.

S.B. No. 905 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 905, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, co-chair; Tam, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 911, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 911, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Chun, Hanabusa, co-chairs; Chun Oakland, Hogue as managers on the part of the Senate at such conference.

S.B. No. 927, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 927, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Sakamoto, co-chair; Kawamoto, Hogue as managers on the part of the Senate at such conference.

S.B. No. 932, S.D. 2 (H.D. 4):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 932, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, Nakata, co-chairs; Kim, Slom as managers on the part of the Senate at such conference.

S.B. No. 950, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 950, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Inouye, co-chair; Ihara, Matsunaga, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 951, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 951, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Chumbley, Chun, Matsuura, Hogue as managers on the part of the Senate at such conference.

S.B. No. 981, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 981, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Kanno, co-chair; Kokubun, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 986, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 986, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun, chair; Kokubun, Matsuura, Hogue as managers on the part of the Senate at such conference.

S.B. No. 992, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 992, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, co-chair; English, Kokubun, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1011, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1011, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Kawamoto, co-chair; Chun Oakland, Hanabusa, Ihara, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1013, S.D. 3 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1013, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Inouye, Taniguchi, co-chairs; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1028, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1028, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Inouye, Taniguchi, co-chairs; Kawamoto, Kim, Slom as managers on the part of the Senate at such conference.

S.B. No. 1029, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1029, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Taniguchi, co-chair; Chun, Slom as managers on the part of the Senate at such conference.

S.B. No. 1030, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1030, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Tam, Taniguchi, co-chairs; Chun Oakland, Ihara, Kawamoto, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1034, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1034, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Chumbley, Hanabusa, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1035, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1035, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Chumbley, Hanabusa, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1036, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1036, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Chumbley, Hanabusa, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1042 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1042, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Taniguchi, co-chair; Buen, Chun, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1044, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1044, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Kim, Nakata co-chairs; Chumbley, Chun, Kanno, Taniguchi, Slom as managers on the part of the Senate at such conference.

S.B. No. 1045 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1045, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 1046, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1046, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Nakata, co-chair; Taniguchi, Slom as managers on the part of the Senate at such conference.

S.B. No. 1050, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1050, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Buen, Chun, Kim, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1054, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1054, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Ige, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1058, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1058, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Nakata, co-chair; Chumbley, Taniguchi, Slom as managers on the part of the Senate at such conference.

S.B. No. 1060, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1060, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Chumbley, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1061, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1061, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; English, Matsunaga, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1062, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1062, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; English, Kim, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1065 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1065, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; English, Kim, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1066, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1066, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Tam, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1068, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1068, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1069, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1069, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Chumbley, English, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1071 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1071, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Chumbley, English, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1079, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1079, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Tam, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1081 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1081, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Ige, Menor, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1096, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1096, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Nakata, co-chair; Chun, Kanno, Kawamoto, Taniguchi, Slom as managers on the part of the Senate at such conference.

S.B. No. 1101 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1101, and the request for a conference on the subject matter thereof, the President appointed Senators Chun, chair; Kanno, co-chair; Kokubun, Slom as managers on the part of the Senate at such conference.

S.B. No. 1102, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1102, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun, chair; Kanno, co-chair; Chun Oakland, Kokubun, Slom as managers on the part of the Senate at such conference.

S.B. No. 1110, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1110, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, co-chair; Buen, Slom as managers on the part of the Senate at such conference.

S.B. No. 1113 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1113, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Menor, co-chair; Chumbley, Kanno, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1115, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1115, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Buen, Hanabusa, Slom as managers on the part of the Senate at such conference.

S.B. No. 1119, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1119, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Menor, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1123, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1123, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 1144, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1144, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Hanabusa, co-chair; Kanno, Kawamoto, Taniguchi as managers on the part of the Senate at such conference.

S.B. No. 1162, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1162, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Kawamoto, co-chair; Chun Oakland, Kokubun, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1164, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1164, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Chun Oakland, Kokubun, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1165, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1165, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Kanno, co-chair; Chun Oakland, Kokubun as managers on the part of the Senate at such conference.

S.B. No. 1169, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1169, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Taniguchi, co-chair; Ihara, Matsunaga, Slom as managers on the part of the Senate at such conference.

S.B. No. 1178, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1178, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 1188, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1188, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Chun, Slom as managers on the part of the Senate at such conference.

S.B. No. 1193, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1193, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Buen, Chun, Chun Oakland, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1199, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1199, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Fukunaga, Tam, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1207, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1207, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kanno, Taniguchi, co-chairs; Ige, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1208, S.D. 1 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1208, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kanno, co-chair; Ige, Matsunaga, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1209 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1209, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Chun, Hanabusa, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1211, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1211, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, Ige, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1212, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1212, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Chun Oakland, Ige, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1213, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1213, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, Ige, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1214, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1214, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, Ige, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1229, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1229, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Ihara, Slom as managers on the part of the Senate at such conference.

S.B. No. 1236 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1236, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Chun Oakland, Matsuura, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1262 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1262, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Chun Oakland, Ihara, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1264, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1264, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Chun, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1276, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1276, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Kanno, Menor, co-chairs; Matsunaga, Slom as managers on the part of the Senate at such conference.

S.B. No. 1296, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1296, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Chun, Slom as managers on the part of the Senate at such conference.

S.B. No. 1315, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1315, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Ige, Tam, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1341, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1341, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Fukunaga, Kanno, co-chairs; Inouye, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1349, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1349, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Tam, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1362, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1362, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Ige, Kawamoto, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1365, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1365, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Kawamoto, Slom as managers on the part of the Senate at such conference.

S.B. No. 1379 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1379, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Chumbley, Hanabusa, Slom as managers on the part of the Senate at such conference.

S.B. No. 1382 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1382, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Hanabusa, Sakamoto, Slom as managers on the part of the Senate at such conference.

S.B. No. 1385 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1385, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nakata, Taniguchi, co-chairs; Kawamoto, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1390, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1390, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun, chair; Chun Oakland, Kawamoto, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1405, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1405, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Taniguchi, co-chair; English, Slom as managers on the part of the Senate at such conference.

S.B. No. 1414, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1414, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 1435, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1435, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Tam, Taniguchi, co-chairs; Chun Oakland, Ihara, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1455, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1455, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, co-chair; Hogue as managers on the part of the Senate at such conference.

S.B. No. 1460, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1460, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 1473, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1473, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Kokubun, co-chair; Chumbley, Chun, Chun Oakland, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1512 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1512, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Matsuura, Slom as managers on the part of the Senate at such conference.

S.B. No. 1534 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1534, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, Menor, co-chairs; English, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1535, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1535, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Hogue as managers on the part of the Senate at such conference.

S.B. No. 1550, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1550, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kanno, co-chair; Kim, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1561, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1561, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Chun, Kim, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1577, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1577, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; English, Ige, Kawamoto, Menor, Hogue as managers on the part of the Senate at such conference.

H.B. No. 11, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 11, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Ige, Matsunaga, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 14, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 14, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, Kawamoto, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 16, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 16, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Menor, co-chair; English, Hogue as managers on the part of the Senate at such conference.

H.B. No. 17, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 17, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Menor, co-chair; English, Hogue as managers on the part of the Senate at such conference.

H.B. No. 77, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 77, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Taniguchi, co-chair; Buen, Sakamoto, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 79, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 79, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Tam, Hogue as managers on the part of the Senate at such conference.

H.B. No. 87, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 87, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Buen, Kokubun as managers on the part of the Senate at such conference.

H.B. No. 94, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 94, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, English, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 100 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 100, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Buen, Kokubun, Hogue as managers on the part of the Senate at such conference.

H.B. No. 118, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 118, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Menor, co-chair; Buen, Hogue as managers on the part of the Senate at such conference.

H.B. No. 123, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 123, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, co-chair; Buen, Menor as managers on the part of the Senate at such conference.

H.B. No. 135, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 135, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, co-chair; Fukunaga, Kim as managers on the part of the Senate at such conference.

H.B. No. 152, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 152, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 159, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 159, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun, chair; Sakamoto, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 160, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 160, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Kanno, co-chair; Taniguchi, Slom as managers on the part of the Senate at such conference.

H.B. No. 161, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 161, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Kanno, Kawamoto, co-chairs; Chumbley, Chun Oakland, Taniguchi, Slom as managers on the part of the Senate at such conference.

H.B. No. 168, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 168, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Kawamoto, Slom as managers on the part of the Senate at such conference.

H.B. No. 171, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 171, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Chun, Hanabusa, Slom as managers on the part of the Senate at such conference.

H.B. No. 173, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 173, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Menor, co-chair; Kim, Tam, Hogue as managers on the part of the Senate at such conference.

H.B. No. 175, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 175, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Taniguchi, co-chair; Ige, Kim, Slom as managers on the part of the Senate at such conference.

H.B. No. 186 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 186, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun, co-chair; Chun Oakland, Kokubun, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 201, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 201, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, Menor, co-chairs; Hogue as managers on the part of the Senate at such conference.

H.B. No. 202, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 202, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, Menor, co-chairs; Kokubun, Sakamoto, Hogue as managers on the part of the Senate at such conference.

H.B. No. 204, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 204, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Chumbley, Kim, Hogue as managers on the part of the Senate at such conference.

H.B. No. 210, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 210, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Kokubun, Matsuura, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 212, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 212, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Taniguchi, co-chair; Chun, Kokubun, Hogue as managers on the part of the Senate at such conference.

H.B. No. 223, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 223, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Menor, co-chair; Kim, Matsunaga, Hogue as managers on the part of the Senate at such conference.

H.B. No. 236, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 236, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 269, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 269, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Taniguchi, co-chair; Buen, Chun, English, Slom as managers on the part of the Senate at such conference.

H.B. No. 271, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 271, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Menor, co-chair; Buen, Slom as managers on the part of the Senate at such conference.

H.B. No. 282, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 282, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 284, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 284, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Buen, Hogue as managers on the part of the Senate at such conference.

H.B. No. 301, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 301, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, co-chair; Fukunaga, Matsuura, Taniguchi as managers on the part of the Senate at such conference.

H.B. No. 321, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 321, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa,

Kanno, co-chairs; Chun, Kawamoto, Hogue as managers on the part of the Senate at such conference.

H.B. No. 336 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 336, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 369, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 369, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Kawamoto, Kim, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 382, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 382, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, Kim, co-chairs; English, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 384, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 384, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kanno, co-chair; Chun Oakland, Kawamoto, Hogue as managers on the part of the Senate at such conference.

H.B. No. 407, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 407, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Taniguchi, co-chair; Inouye, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 411, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 411, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, Menor, co-chairs; Hogue as managers on the part of the Senate at such conference.

H.B. No. 424, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 424, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Buen, Chun, Kanno, Slom as managers on the part of the Senate at such conference.

H.B. No. 429 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 429, and the request for a conference on the subject matter thereof, the

President appointed Senators Matsuura, chair; Hanabusa, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 432, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 432, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Tam, co-chair; Chun, Ihara, Taniguchi as managers on the part of the Senate at such conference.

H.B. No. 451, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 451, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Chun, Hanabusa, Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 461 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 461, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Kawamoto, Taniguchi, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 462, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 462, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Chun, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 469, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 469, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nakata, Taniguchi, co-chairs; Chun Oakland, Hogue as managers on the part of the Senate at such conference.

H.B. No. 480, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 480, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, Kawamoto, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 498, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 498, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Kokubun, Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 502, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 502, H.D. 2,

and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Hanabusa, Ihara, Kanno, Sakamoto, Slom as managers on the part of the Senate at such conference.

H.B. No. 503, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 503, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Inouye, co-chair; Kokubun as managers on the part of the Senate at such conference.

H.B. No. 511, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 511, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Sakamoto, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 513, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 513, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 516, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 516, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, co-chair; Buen, Kokubun as managers on the part of the Senate at such conference.

H.B. No. 526, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 526, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Fukunaga, Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 531 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 531, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 533, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 533, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, Menor, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 538, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 538, H.D. 2,

and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Kanno, co-chair; Chun, Chun Oakland, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 539, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 539, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Menor, co-chair; Buen, Kim, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 543 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 543, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, Menor, co-chairs; Hogue as managers on the part of the Senate at such conference.

H.B. No. 550 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 550, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Tam, Hogue as managers on the part of the Senate at such conference.

H.B. No. 554, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 554, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Tam, Taniguchi, co-chairs; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 562, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 562, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Hanabusa, Kawamoto, co-chairs; Buen, Taniguchi, Slom as managers on the part of the Senate at such conference.

H.B. No. 568, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 568, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Nakata, co-chair; Buen, Chun, Sakamoto, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 576, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 576, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Hanabusa, co-chair; Chumbley, Taniguchi, Slom as managers on the part of the Senate at such conference.

H.B. No. 583, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 583, H.D. 1,

and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; English, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 584, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 584, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; English, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 585, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 585, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Tam, Hogue as managers on the part of the Senate at such conference.

H.B. No. 586, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 586, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Chumbley, Matsunaga, Hogue as managers on the part of the Senate at such conference.

H.B. No. 588, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 588, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Menor, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 589, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 589, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Tam, Hogue as managers on the part of the Senate at such conference.

H.B. No. 590, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 590, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; English, Kim Hogue as managers on the part of the Senate at such conference.

H.B. No. 594, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 594, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 595, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 595, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; English, Kim, Tam as managers on the part of the Senate at such conference.

H.B. No. 596, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 596, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Kim, Hogue as managers on the part of the Senate at such conference.

H.B. No. 599, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 599, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kanno, co-chair; Matsunaga, Hogue as managers on the part of the Senate at such conference.

H.B. No. 600, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 600, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kanno, co-chair; Chumbley, Hogue as managers on the part of the Senate at such conference.

H.B. No. 602, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 602, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kanno, co-chair; Chumbley, Hogue as managers on the part of the Senate at such conference.

H.B. No. 603, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 603, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; English, Kim, Hogue as managers on the part of the Senate at such conference.

H.B. No. 613 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 613, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nakata, co-chair; Ige, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 614, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 614, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; English, Ige, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 624 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 624, and the request for a conference on the subject matter thereof, the President appointed Senators Chun, chair; Kanno, co-chair; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 628 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 628, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kanno, co-chair; Chun Oakland, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 632, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 632, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Kawamoto as managers on the part of the Senate at such conference.

H.B. No. 638, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 638, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, Kawamoto, Menor, co-chairs; Hogue as managers on the part of the Senate at such conference.

H.B. No. 644, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 644, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Menor, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 645, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 645, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 646, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 646, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Menor, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 650, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 650, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 653, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 653, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Menor, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 654, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 654, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Menor, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 666, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 666, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Kim, co-chair; Chun Oakland, Hanabusa, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 695, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 695, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Inouye, Tam, Taniguchi, co-chairs; Fukunaga as managers on the part of the Senate at such conference.

H.B. No. 702, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 702, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, Kanno, co-chairs; Hogue as managers on the part of the Senate at such conference.

H.B. No. 728 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 728, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Chun, Kanno, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 731, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 731, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Ige, Matsunaga, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 733, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 733, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kanno, Taniguchi, co-chairs; Ige, Hogue as managers on the part of the Senate at such conference.

H.B. No. 735 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 735, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland,

Ige, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 771, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 771, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Kawamoto, Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 786, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 786, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Chun, Hogue as managers on the part of the Senate at such conference.

H.B. No. 815, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 815, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; English, Kim, Matsunaga, Hogue as managers on the part of the Senate at such conference.

H.B. No. 828, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 828, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, co-chair; Kokubun, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 830, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 830, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, co-chair; Buen, Fukunaga, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 840, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 840, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Matsuura, Taniguchi, co-chairs; Chun Oakland, Hogue as managers on the part of the Senate at such conference.

H.B. No. 852, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 852, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Chun Oakland, Hanabusa, Slom as managers on the part of the Senate at such conference.

H.B. No. 860, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 860, H.D. 1, and the request for a conference on the subject matter thereof,

the President appointed Senators Kawamoto, chair; Nakata, Taniguchi, co-chairs; Buen, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 861, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 861, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun, chair; Kokubun, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 862, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 862, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 868, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 868, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kawamoto, co-chair; Chun Oakland, Ige, Hogue as managers on the part of the Senate at such conference.

H.B. No. 896, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 896, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Chumbley, Kim, Hogue as managers on the part of the Senate at such conference.

H.B. No. 945, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 945, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Menor, co-chair; Nakata as managers on the part of the Senate at such conference.

H.B. No. 946 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 946, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Ige, Kawamoto, Matsunaga, Menor, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 962 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 962, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 978, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 978, H.D. 1, and the request for a conference on the subject matter thereof,

the President appointed Senators Kanno, chair; Chun, Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 986, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 986, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 996 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 996, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 1004, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1004, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 1026, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1026, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun, chair; Inouye, co-chair; Chun Oakland, Kokubun, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1028, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1028, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, English, Kawamoto, Taniguchi as managers on the part of the Senate at such conference.

H.B. No. 1041, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1041, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nakata, Taniguchi, co-chairs; Kawamoto, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1048, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1048, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; English, Ige, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1056, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1056, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Hanabusa, co-chair; Tam, Taniguchi, Slom as managers on the part of the Senate at such conference.

H.B. No. 1074, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1074, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Kokubun, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1089, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1089, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Kokubun, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1111, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1111, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 1115 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1115, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 1138 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1138, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Inouye, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1156, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1156, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Tam as managers on the part of the Senate at such conference.

H.B. No. 1211, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1211, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Buen, Matsuura, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1216, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1216, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Chun Oakland, Kim, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1231, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1231, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Tam, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1233, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1233, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 1234, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1234, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Hanabusa, co-chair; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1243, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1243, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kim, Tam, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1245, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1245, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Hanabusa, Kawamoto, Sakamoto, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1255, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1255, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Fukunaga, Matsuura, Slom as managers on the part of the Senate at such conference.

H.B. No. 1256, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1256, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Menor, Taniguchi, co-chairs; Kim, Tam, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1273, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1273, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Tam, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1282, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1282, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Menor, Taniguchi, co-chairs; Kim, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1287, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1287, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Sakamoto, co-chair; Hanabusa, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1309 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1309, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Tam, co-chair; Chun Oakland, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1339, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1339, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; English, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1391, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1391, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Chumbley, Chun Oakland, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1400 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1400, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Buen, Chun, Chun Oakland, Hanabusa, Kim, Sakamoto, Slom as managers on the part of the Senate at such conference.

H.B. No. 1405, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1405, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, co-chair; Hanabusa, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1538 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1538, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 1556 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1556, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Chun, Kokubun, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1561, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1561, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nakata, Taniguchi, co-chairs; Ige, Kawamoto, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1586, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1586, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Hanabusa, co-chair; Chun, Chun Oakland, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1589, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1589, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Taniguchi, co-chair; Sakamoto, Tam as managers on the part of the Senate at such conference.

H.B. No. 1595, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1595, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nakata, chair; Taniguchi, co-chair; Chun Oakland, Hanabusa as managers on the part of the Senate at such conference.

H.B. No. 1662, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1662, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Tam, chair; Taniguchi, co-chair; Kim as managers on the part of the Senate at such conference.

H.B. No. 1667, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1667, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Ige, Matsunaga, Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1668, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1668, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nakata, co-chair; Chun Oakland, Taniguchi, Slom as managers on the part of the Senate at such conference.

H.B. No. 1679, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1679, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Chun, co-chair; Hanabusa, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1685, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1685, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Fukunaga, Menor, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1686, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1686, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Buen, Kanno, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

ADJOURNMENT

At 11:25 o'clock a.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 18, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-FIRST DAY

Wednesday, April 18, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Waipahu Neighborhood Place, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga and Kim who were excused.

The President announced that he had read and approved the Journal of the Fiftieth Day.

At this time, the following introductions were made to the members of the Senate:

Senator Tam recognized the Friends of Iolani Palace for 35 years of outstanding service to the community and introduced the following individuals: Major General Edward V. Richardson, Retired; Agnes C. Conrad; Jean B. Stevens; Wilmer C. Morris; and Bruce Keppler.

Senator Taniguchi then commended and congratulated Hawaii Pacific University's Lady Sea Warriors on their second NCAA Division II National Volleyball Championship title and introduced the following members of the team: Andrea Wean, Kealani Wong, Summer Castillo, Susy Garbelotti and Nia Tuitele. Accompanying the young women were head coach, Reydan "Tita" Ahuna; assistant coach, Russell Kinningham; and manager, Lisa Farias.

Senator Kanno, with the assistance of Senators Menor, Matsunaga and Hogue, introduced and congratulated the Queen of the 49th Annual Cherry Blossom Festival, Catherine Toth, and her court: First Princess Jaslyn Hanamura, Princess Luana Ogawa and Princess Lezlie Yamauchi. Accompanying the young ladies were Sharene Urakami and Michael Inouye, co-general chairs of the Cherry Blossom Festival. Also recognized were Princess Jeanette Knutson and Miss Popularity Paula-Lynne Nakano who were unable to attend.

At 12:04 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:15 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 298 to 312) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 298, dated April 4, 2001, transmitting two reports, "Dimensions of Youth Gang Membership and Juvenile Delinquency in Hawaii, Volume I" and "Responding to Youth Gangs and Juvenile Delinquency in Hawaii, Volume II," prepared by the University of Hawaii, Youth Gang Project, was placed on file.

Gov. Msg. No. 299, advising the Senate of the withdrawal of the nomination of DONN TAKAKI to the Honolulu Subarea Health Planning Council, under Gov. Msg. No. 284, dated April 12, 2001, was placed on file.

In compliance with Gov. Msg. No. 299, the nomination listed under Gov. Msg. No. 284 was returned.

Gov. Msg. No. 300, submitting for consideration and confirmation to the Statewide Independent Living Council, the nominations of PINA LEMUSU, GARRETT TOGUCHI and MARGERY SAUVE, terms to expire June 30, 2004, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 301, dated April 16, 2001, transmitting his statement of objections to Senate Bill No. 207 which he has returned to the Senate without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 16, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 207

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 207, entitled 'A Bill for an Act Relating to Interisland Vehicle Transfers.'

The purpose of this bill is to eliminate the requirement that the registered owner of a vehicle being shipped between islands obtain the written consent of the vehicle's legal owner, when the registered owner is not the legal owner, before shipping the vehicle.

The statute requiring proof of ownership and of authorization to ship before a vehicle may be legally shipped to another island has been very effective in reducing the interisland shipment of stolen vehicles. The administrative convenience provided to a few individuals by this bill does not offset the potential impairment of the effectiveness of these statutes in preventing the interisland shipment of stolen vehicles.

For the foregoing reason, I am returning Senate Bill No. 207 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii,"

was placed on file.

Gov. Msg. No. 302, submitting for consideration and confirmation to the Contractors License Board, the nominations of: R.P. BUCK SCHIPA, term to expire June 30, 2004; and TADY T. ARISUMI, AUDREY E.J. NG, TSUKASA MURAKAMI and GERARD SAKAMOTO, terms to expire June 30, 2005, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 303, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nominations of: CORINE HAYASHI, term to expire June 30, 2004; and EUNICE M. DEMELLO and ALFRED LAURETA, terms to expire June 30, 2005, was referred to the Committee on Education.

Gov. Msg. No. 304, submitting for consideration and confirmation to the State Planning Council on Developmental Disabilities, the nominations of: ORALIE DELGADO CARTER and ANN COLLINS, terms to expire June 30, 2001, and June 30, 2005; THOMAS G. NELSON and KIYOKO K. NITZ, PH.D., terms to expire June 30, 2002; PAUL K. HIGA, term to expire June 30, 2003; and LANI L. BARTHOLOMEW, PATRICIA HEU, M.D., CINDY OGATA, MARK F. ROMOSER and MARK YASUO YABUI, terms to expire June 30, 2004, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 305, submitting for consideration and confirmation to the Board of Directors, Hawai'i Strategic Development Corporation, the nominations of JONATHAN A. KOBAYASHI and ANTONIO J. SAGUIBO, JR., terms to expire June 30, 2005, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 306, submitting for consideration and confirmation to the Island Burial Council, Island of Hawai'i, the nominations of: ELI K. NAHULU, term to expire June 30, 2003; and GERALDINE K. BELL and RUBY P. MCDONALD, terms to expire June 30, 2005, was referred to the Committee on Hawaiian Affairs.

Gov. Msg. No. 307, submitting for consideration and confirmation to the Island Burial Council, Islands of Maui and Lanai, the nominations of LESLIE A. KULOLOIO and MICHAEL P. MINN, terms to expire June 30, 2005, was referred to the Committee on Hawaiian Affairs.

Gov. Msg. No. 308, submitting for consideration and confirmation to the Island Burial Council, Island of Molokai, the nominations of LAWRENCE K. AKI, LANCE M. DUNBAR, ROXANNE L. FRENCH and PEARL HODGINS, terms to expire June 30, 2005, was referred to the Committee on Hawaiian Affairs.

Gov. Msg. No. 309, submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, the nominations of: LYNETTE PUALANI TIFFANY, term to expire June 30, 2002; CHARLES A. EHRHORN, term to expire June 30, 2003; and ERIC R. BEAVER, term to expire June 30, 2005, was referred to the Committee on Hawaiian Affairs.

Gov. Msg. No. 310, submitting for consideration and confirmation to the Tax Review Commission, the nominations of GEORGE FREITAS, MARILYN J. GAGEN, CRAIG K. HIRAI, JAMES E.T. MONCUR, PH.D., MARILYN M. NIWAO, CYRUS I. ODA and LEIGHTON H.C. WONG, terms to expire upon the adjournment sine die of the second regular session of the Legislature, was referred to the Committee on Ways and Means.

Gov. Msg. No. 311, submitting for consideration and confirmation as Chairperson, Hawai'i Paroling Authority, the nomination of ALFRED K. BEAVER, SR., term to expire June 30, 2004, was referred to the Committee on Judiciary.

Gov. Msg. No. 312, submitting for consideration and confirmation to the Procurement Policy Board, the nominations of CLAIRE H. MOTODA, WINIFRED N. ODO and MYRON L. TONG, terms to expire June 30, 2005, was referred to the Committee on Transportation, Military Affairs, and Government Operations.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 599 and 600) were read by the Clerk and were placed on file:

Hse. Com. No. 599, informing the Senate that the Speaker on April 16, 2001, appointed conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate bills:

S.B. No. 18, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Saiki, Davis.

S.B. No. 24, S.D. 2 (H.D. 2):

Representatives Yoshinaga, Saiki, co-chairs, Davis.

S.B. No. 28 (H.D. 1):

Representatives Yoshinaga, Saiki, co-chairs, Halford.

S.B. No. 41, S.D. 1 (H.D. 2):

Representatives Kanoho, Yonamine, co-chairs, Meyer.

S.B. No. 48, S.D. 1 (H.D. 2):

Representatives Kanoho, Yonamine, co-chairs, Meyer.

S.B. No. 64, S.D. 1 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 65 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 67, S.D. 1 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 69, S.D. 1 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 97 (H.D. 1):

Representatives Hiraki, B. Oshiro, co-chairs, Auwae.

S.B. No. 98 (H.D. 1):

Representatives Hamakawa, Saiki, co-chairs, Auwae.

S.B. No. 105, S.D. 1 (H.D. 1):

Representatives Hale, Espero, co-chairs, Cabrerros, Magaoay, Jaffe, Rath.

S.B. No. 118, S.D. 1 (H.D. 2):

Representatives Arakaki, Kahikina, Kawakami, co-chairs, Takai, McDermott, Stonebraker.

S.B. No. 119, S.D. 1 (H.D. 2):

Representatives Garcia, Nakasone, co-chairs, Leong.

S.B. No. 120, S.D. 2 (H.D. 1):

Representatives Garcia, Nakasone, co-chairs, Leong.

S.B. No. 123, S.D. 1 (H.D. 2):

Representatives Kahikina, Kawakami, co-chairs, McDermott.

S.B. No. 171, S.D. 2 (H.D. 1):

Representatives Hiraki, chair, Souki, Whalen.

S.B. No. 173, S.D. 2 (H.D. 1):

Representatives Chang, Hiraki, co-chairs, Ontai.

S.B. No. 178, S.D. 2 (H.D. 1):

Representatives Chang, Hiraki, co-chairs, Ontai.

S.B. No. 180, S.D. 2 (H.D. 2):

Representatives Chang, Hiraki, B. Oshiro, co-chairs, Suzuki, Marumoto, Ontai.

S.B. No. 185, S.D. 1 (H.D. 1):

Representatives Kanoho, chair, Morita, Jaffe.

S.B. No. 204, S.D. 2 (H.D. 2):

Representatives Abinsay, Cabreros, co-chairs, Davis.

S.B. No. 209, S.D. 2 (H.D. 2):

Representatives Arakaki, Hamakawa, Kawakami, co-chairs, Takai, Auwae, Thielen.

S.B. No. 212, S.D. 1 (H.D. 1):

Representatives Souki, Hamakawa, co-chairs, Auwae.

S.B. No. 214, S.D. 2 (H.D. 2):

Representatives Garcia, Nakasone, co-chairs, Leong.

S.B. No. 221, S.D. 1 (H.D. 1):

Representatives Abinsay, Cabreros, co-chairs, Davis.

S.B. No. 224, S.D. 1 (H.D. 2):

Representatives Abinsay, Cabreros, co-chairs, Davis.

S.B. No. 257, S.D. 2 (H.D. 2):

Representatives Arakaki, Hiraki, co-chairs, Auwae.

S.B. No. 336, S.D. 3 (H.D. 2):

Representatives Chang, Suzuki, co-chairs, Marumoto.

S.B. No. 369, S.D. 3 (H.D. 1):

Representatives Abinsay, Cabreros, co-chairs, Davis.

S.B. No. 382, S.D. 3 (H.D. 1):

Representatives Ito, Takamine, co-chairs, Nakasone, Saiki, Bukoski, Halford.

S.B. No. 423, S.D. 1 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 449, S.D. 2 (H.D. 1):

Representatives Yoshinaga, Hamakawa, co-chairs, Auwae.

S.B. No. 469, S.D. 1 (H.D. 2):

Representatives Arakaki, Kawakami, co-chairs, Rath.

S.B. No. 493, S.D. 2 (H.D. 2):

Representatives Ito, Nakasone, co-chairs, Leong.

S.B. No. 498, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Kawakami, Davis.

S.B. No. 525, S.D. 1 (H.D. 1):

Representatives Ito, Kawakami, co-chairs, Leong.

S.B. No. 530, S.D. 2 (H.D. 2):

Representatives Ito, Takamine, co-chairs, Saiki, Schatz, Bukoski, Halford.

S.B. No. 535, S.D. 2 (H.D. 1):

Representatives Ito, Kawakami, co-chairs, Leong.

S.B. No. 540, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Suzuki, Djou.

S.B. No. 549, S.D. 2 (H.D. 1):

Representatives Takamine, chair, Magaoay, Davis.

S.B. No. 552, S.D. 2 (H.D. 1):

Representatives Garcia, Nakasone, co-chairs, Leong.

S.B. No. 588, S.D. 2 (H.D. 1):

Representatives Ahu Isa, Takamine, co-chairs, Marumoto.

S.B. No. 589, S.D. 1 (H.D. 1):

Representatives Hiraki, chair, Souki, Whalen.

S.B. No. 591, S.D. 2 (H.D. 1):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

S.B. No. 597, S.D. 1 (H.D. 1):

Representatives Arakaki, Kawakami, co-chairs, Rath.

S.B. No. 606, S.D. 1 (H.D. 2):

Representatives Morita, Kanoho, Magaoay, co-chairs, Schatz, Meyer, Moses.

S.B. No. 633 (H.D. 2):

Representatives Kanoho, Takamine, co-chairs, Rath.

S.B. No. 638, S.D. 2 (H.D. 1):

Representatives Takamine, chair, Nakasone, Davis.

S.B. No. 640, S.D. 1 (H.D. 1):

Representatives Abinsay, Hamakawa, co-chairs, Davis.

S.B. No. 643, S.D. 2 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 648, S.D. 2 (H.D. 2):

Representatives Ahu Isa, Suzuki, co-chairs, Magaoay, Takumi, Leong, Marumoto.

S.B. No. 654, S.D. 2 (H.D. 2):

Representatives Kahikina, Kawakami, co-chairs, McDermott.

S.B. No. 661, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Nakasone, Davis.

S.B. No. 670, S.D. 1 (H.D. 1):

Representatives Ito, Kawakami, co-chairs, Leong.

S.B. No. 678, S.D. 1 (H.D. 2):

Representatives Ahu Isa, Suzuki, co-chairs, Magaoay, Takumi, Leong, Marumoto.

S.B. No. 683, S.D. 1 (H.D. 1):

Representatives Garcia, chair, Nakasone, Djou.

S.B. No. 684 (H.D. 1):

Representatives Garcia, Nakasone, co-chairs, Leong.

S.B. No. 699 (H.D. 1):

Representatives Takamine, chair, Suzuki, Djou.

S.B. No. 704, S.D. 1 (H.D. 2):

Representatives Garcia, B. Oshiro, Nakasone, co-chairs, Espero, Auwae, Leong.

S.B. No. 710 (H.D. 1):

Representatives Takamine, chair, Saiki, Davis.

S.B. No. 716, S.D. 2 (H.D. 1):

Representatives Nakasone, chair, Yonamine, Leong.

S.B. No. 733, S.D. 1 (H.D. 1):

Representatives Yoshinaga, Saiki, co-chairs, McDermott.

S.B. No. 751, S.D. 1 (H.D. 2):

Representatives Souki, Takamine, co-chairs, Moses.

S.B. No. 752, S.D. 1 (H.D. 1):

Representatives Souki, Espero, co-chairs, Rath.

S.B. No. 755, S.D. 2 (H.D. 1):

Representatives Souki, Espero, co-chairs, Rath.

S.B. No. 758, S.D. 1 (H.D. 2):

Representatives Souki, Hamakawa, Espero, co-chairs, Cabrerros, Djou, Rath.

S.B. No. 759, S.D. 1 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 796, S.D. 1 (H.D. 2):

Representatives Kanoho, Hamakawa, co-chairs, Marumoto.

S.B. No. 805, S.D. 1 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 838, S.D. 2 (H.D. 1):

Representatives Hiraki, Takamine, co-chairs, Whalen.

S.B. No. 841 (H.D. 1):

Representatives Hiraki, chair, Souki, Whalen.

S.B. No. 849, S.D. 1 (H.D. 2):

Representatives Yoshinaga, Takamine, co-chairs, Davis.

S.B. No. 854, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Suzuki, Djou.

S.B. No. 865, S.D. 1 (H.D. 1):

Representatives Ito, Takamine, co-chairs, Leong.

S.B. No. 900, S.D. 2 (H.D. 1):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

S.B. No. 905 (H.D. 1):

Representatives Hamakawa, Espero, co-chairs, Auwae.

S.B. No. 911, S.D. 1 (H.D. 1):

Representatives Kahikina, Kawakami, co-chairs, McDermott.

S.B. No. 927, S.D. 1 (H.D. 1):

Representatives Kahikina, Arakaki, Kawakami, co-chairs, Takai, Rath, Stonebraker.

S.B. No. 932, S.D. 2 (H.D. 4):

Representatives Yoshinaga, Hamakawa, Saiki, co-chairs, Garcia, Auwae, Thielen.

S.B. No. 950, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Kawakami, Davis.

S.B. No. 951, S.D. 1 (H.D. 1):

Representatives Hamakawa, Saiki, co-chairs, Thielen.

S.B. No. 981, S.D. 1 (H.D. 2):

Representatives Kanoho, Saiki, co-chairs, Ito, Schatz, Meyer, Thielen.

S.B. No. 982 (H.D. 1):

Representatives Takamine, chair, Kawakami, Davis.

S.B. No. 986, S.D. 1 (H.D. 1):

Representatives Abinsay, chair, Cabrerros, Davis.

S.B. No. 992, S.D. 2 (H.D. 2):

Representatives Hiraki, B. Oshiro, Suzuki, co-chairs, Souki, Auwae, Whalen.

S.B. No. 1011, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Kawakami, Davis.

S.B. No. 1013, S.D. 3 (H.D. 1):

Representatives Kanoho, Nakasone, co-chairs, Moses.

S.B. No. 1028, S.D. 2 (H.D. 2):

Representatives Kanoho, Nakasone, co-chairs, Davis.

S.B. No. 1029, S.D. 3 (H.D. 2):

Representatives Chang, Kanoho, Takamine, co-chairs, Schatz, Marumoto, Meyer.

S.B. No. 1030, S.D. 2 (H.D. 2):

Representatives Kanoho, Nakasone, co-chairs, Meyer.

S.B. No. 1034, S.D. 2 (H.D. 1):

Representatives Takamine, chair, Saiki, Davis.

S.B. No. 1035, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Saiki, Davis.

S.B. No. 1036, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Saiki, Davis.

S.B. No. 1042 (H.D. 1):

Representatives Takamine, chair, Yonamine, Davis.

S.B. No. 1044, S.D. 1 (H.D. 1):

Representatives Yoshinaga, Saiki, co-chairs, Rath.

S.B. No. 1045 (H.D. 1):

Representatives Takamine, chair, Kawakami, Moses.

S.B. No. 1046, S.D. 1 (H.D. 1):

Representatives Saiki, chair, Suzuki, Leong.

S.B. No. 1050, S.D. 1 (H.D. 1):

Representatives Nakasone, chair, Yonamine, Leong.

S.B. No. 1054, S.D. 2 (H.D. 1):

Representatives Takamine, chair, Magaoay, Moses.

S.B. No. 1058, S.D. 1 (H.D. 1):

Representatives Yoshinaga, Saiki, co-chairs, Davis.

S.B. No. 1060, S.D. 1 (H.D. 2):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

S.B. No. 1061, S.D. 1 (H.D. 1):

Representatives Hiraki, chair, Souki, Whalen.

S.B. No. 1062, S.D. 1 (H.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

S.B. No. 1065 (H.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

S.B. No. 1066, S.D. 1 (H.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

S.B. No. 1067, S.D. 1 (H.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

S.B. No. 1068, S.D. 1 (H.D. 2):

Representatives Hiraki, B. Oshiro, Suzuki, co-chairs, Souki, Auwae, Whalen.

S.B. No. 1069, S.D. 1 (H.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

S.B. No. 1071 (H.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

S.B. No. 1079, S.D. 1 (H.D. 1):

Representatives Hiraki, chair, Souki, Whalen.

S.B. No. 1081 (H.D. 1):

Representatives Ito, Kawakami, co-chairs, Leong.

S.B. No. 1082, S.D. 1 (H.D. 2):

Representatives Yoshinaga, Saiki, co-chairs, Leong.

S.B. No. 1084, S.D. 2 (H.D. 1):

Representatives Takamine, chair, Kawakami, Moses.

S.B. No. 1096, S.D. 1 (H.D. 1):

Representatives Yoshinaga, Saiki, co-chairs, Espero, Kawakami, Davis, Leong.

S.B. No. 1101 (H.D. 1):

Representatives Hamakawa, Kawakami, co-chairs, Auwae.

S.B. No. 1102, S.D. 2 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 1104, S.D. 1 (H.D. 1):

Representatives Kahikina, Ito, co-chairs, Auwae.

S.B. No. 1106, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Kawakami, Moses.

S.B. No. 1110, S.D. 2 (H.D. 3):

Representatives Kahikina, Hamakawa, Kawakami, co-chairs, Takai, Auwae, Stonebraker.

S.B. No. 1113 (H.D. 1):

Representatives Kahikina, Kawakami, co-chairs, McDermott.

S.B. No. 1114 (H.D. 1):

Representatives Takamine, chair, Kawakami, Moses.

S.B. No. 1115, S.D. 1 (H.D. 1):

Representatives Yoshinaga, Saiki, co-chairs.

S.B. No. 1119, S.D. 2 (H.D. 1):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

S.B. No. 1123, S.D. 1 (H.D. 1):

Representatives Arakaki, Hiraki, B. Oshiro, Kawakami, co-chairs, Auwae, Leong.

S.B. No. 1127, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Kawakami, Moses.

S.B. No. 1142 (H.D. 1):

Representatives Takamine, chair, Kawakami, Moses.

S.B. No. 1144, S.D. 2 (H.D. 2):

Representatives Yoshinaga, Takamine, co-chairs, Davis.

S.B. No. 1162, S.D. 1 (H.D. 1):

Representatives Kanoho, Hamakawa, co-chairs, Thielen.

S.B. No. 1164, S.D. 1 (H.D. 1):

Representatives Kanoho, Espero, co-chairs, Meyer.

S.B. No. 1165, S.D. 1 (H.D. 2):

Representatives Kanoho, Hamakawa, co-chairs, Thielen.

S.B. No. 1169, S.D. 2 (H.D. 2):

Representatives Chang, Kanoho, Kawakami, co-chairs, Schatz, Jaffe, Marumoto.

S.B. No. 1178, S.D. 2 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 1188, S.D. 2 (H.D. 2):

Representatives Garcia, Arakaki, Nakasone, co-chairs, Espero, Auwae, Leong.

S.B. No. 1193, S.D. 1 (H.D. 1):

Representatives Takamine, chair, Suzuki, Leong.

S.B. No. 1199, S.D. 2 (H.D. 1):

Representatives Souki, Espero, co-chairs, Rath.

S.B. No. 1207, S.D. 1 (H.D. 2):

Representatives Takumi, Hamakawa, Espero, co-chairs, Takai, Auwae, Gomes.

S.B. No. 1208, S.D. 1 (H.D. 3):

Representatives Takumi, Hamakawa, Saiki, co-chairs, Espero, Auwae, Gomes.

S.B. No. 1209 (H.D. 1):

Representatives Takamine, chair, Cabrerros, Davis.

S.B. No. 1211, S.D. 2 (H.D. 2):

Representatives Ito, Nakasone, co-chairs, Leong.

S.B. No. 1212, S.D. 1 (H.D. 2):

Representatives Ito, Kawakami, co-chairs, Leong.

S.B. No. 1213, S.D. 2 (H.D. 2):

Representatives Ito, Kawakami, co-chairs, Leong.

S.B. No. 1214, S.D. 2 (H.D. 1):

Representatives Ito, Kawakami, co-chairs, Leong.

S.B. No. 1229, S.D. 1 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 1236 (H.D. 2):

Representatives Kahikina, Takumi, Saiki, co-chairs, Takai, Rath, Stonebraker.

S.B. No. 1262 (H.D. 1):

Representatives Nakasone, chair, Cabrerros, Leong.

S.B. No. 1264, S.D. 2 (H.D. 2):

Representatives Abinsay, Cabrerros, co-chairs, Davis.

S.B. No. 1276, S.D. 1 (H.D. 1):

Representatives Hiraki, B. Oshiro, co-chairs, Auwae.

S.B. No. 1296, S.D. 2 (H.D. 2):

Representatives Hamakawa, Saiki, co-chairs, Auwae.

S.B. No. 1315, S.D. 2 (H.D. 2):

Representatives Ito, Kawakami, co-chairs, Leong.

S.B. No. 1341, S.D. 1 (H.D. 1):

Representatives Souki, Hamakawa, co-chairs, Auwae.

S.B. No. 1349, S.D. 1 (H.D. 1):

Representatives Hiraki, chair, Souki, Whalen.

S.B. No. 1362, S.D. 2 (H.D. 1):

Representatives Ito, Kawakami, co-chairs, Leong.

S.B. No. 1365, S.D. 2 (H.D. 2):

Representatives Hamakawa, Saiki, co-chairs, Auwae.

S.B. No. 1379 (H.D. 1):

Representatives Takamine, chair, Saiki, Davis.

S.B. No. 1382 (H.D. 1):

Representatives Takamine, chair, Saiki, Davis.

S.B. No. 1385 (H.D. 1):

Representatives Ito, Takamine, co-chairs, Saiki, Schatz, Bukoski, Halford.

S.B. No. 1390, S.D. 1 (H.D. 1):

Representatives Hiraki, chair, Souki, Whalen.

S.B. No. 1405, S.D. 2 (H.D. 1):

Representatives Nakasone, chair, Yonamine, Leong.

S.B. No. 1414, S.D. 1 (H.D. 1):

Representatives Hamakawa, Espero, co-chairs, Auwae.

S.B. No. 1435, S.D. 1 (H.D. 1):

Representatives Morita, Suzuki, co-chairs, Thielen.

S.B. No. 1455, S.D. 1 (H.D. 1):

Representatives Hamakawa, Kahikina, Arakaki, co-chairs, Takai, Auwae, Marumoto.

S.B. No. 1460, S.D. 1 (H.D. 2):

Representatives Hamakawa, Takamine, co-chairs, Auwae.

S.B. No. 1473, S.D. 2 (H.D. 1):

Representatives Kanoho, Magaoay, co-chairs, Thielen.

S.B. No. 1512 (H.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

S.B. No. 1534 (H.D. 2):

Representatives Kahikina, Arakaki, Nakasone, co-chairs, Takai, Rath, Stonebraker.

S.B. No. 1550, S.D. 2 (H.D. 1):

Representatives Hiraki, B. Oshiro, co-chairs, Auwae.

S.B. No. 1561, S.D. 1 (H.D. 2):

Representatives Morita, Takamine, co-chairs, Davis.

S.B. No. 1577, S.D. 2 (H.D. 2):

Representatives Ito, Nakasone, co-chairs, Leong.

Hse. Com. No. 600, informing the Senate that the Speaker on April 16, 2001, appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bills:

H.B. No. 11, H.D. 2 (S.D. 2):

Representatives Ito, Kawakami, co-chairs, Leong.

H.B. No. 14, H.D. 1 (S.D. 2):

Representatives Ito, Kawakami, co-chairs, Leong.

H.B. No. 16, H.D. 2 (S.D. 2):

Representatives Chang, Hiraki, co-chairs, Marumoto.

H.B. No. 17, H.D. 2 (S.D. 2):

Representatives Chang, Hiraki, co-chairs, Marumoto.

H.B. No. 77, H.D. 1 (S.D. 1):

Representatives Garcia, Nakasone, co-chairs, Djou.

H.B. No. 79, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 87, H.D. 2 (S.D. 2):

Representatives Arakaki, Kahikina, Saiki, co-chairs, Yonamine, McDermott, Stonebraker.

H.B. No. 94, H.D. 1 (S.D. 1):

Representatives Ito, Kawakami, co-chairs, Leong.

H.B. No. 100 (S.D. 2):

Representatives Arakaki, Takumi, Saiki, co-chairs, Yonamine, Ontai, Stonebraker.

H.B. No. 118, H.D. 3 (S.D. 2):

Representatives Kahikina, Hiraki, Kawakami, co-chairs, Yonamine, Auwae, Marumoto.

H.B. No. 123, H.D. 1 (S.D. 1):

Representatives Souki, Hamakawa, co-chairs, Gomes.

H.B. No. 135, H.D. 2 (S.D. 1):

Representatives Souki, Hamakawa, co-chairs, Gomes.

H.B. No. 152, H.D. 1 (S.D. 2):

Representatives Hamakawa, Saiki, co-chairs, Auwae.

H.B. No. 159, H.D. 1 (S.D. 1):

Representatives Takumi, Magaoay, co-chairs, Ontai.

H.B. No. 160, H.D. 1 (S.D. 1):

Representatives Hamakawa, Saiki, co-chairs, Auwae.

H.B. No. 161, H.D. 2 (S.D. 2):

Representatives Hamakawa, Saiki, co-chairs, Auwae.

H.B. No. 168, H.D. 1 (S.D. 2):

Representatives Hamakawa, Saiki, co-chairs, Auwae.

H.B. No. 171, H.D. 1 (S.D. 2):

Representatives Yoshinaga, Saiki, co-chairs, Davis.

H.B. No. 173, H.D. 2 (S.D. 2):

Representatives Morita, Hiraki, Hamakawa, co-chairs, Schatz, Bukoski, Whalen.

H.B. No. 175, H.D. 2 (S.D. 2):

Representatives Ahu Isa, Suzuki, co-chairs, Magaoay, Takumi, Leong, Marumoto.

H.B. No. 186 (S.D. 1):

Representatives Kanohe, Suzuki, Nakasone, co-chairs, Luke, Gomes, Halford.

H.B. No. 201, H.D. 1 (S.D. 2):

Representatives Hiraki, Hamakawa, co-chairs, Whalen.

H.B. No. 202, H.D. 1 (S.D. 2):

Representatives Hiraki, Arakaki, Kawakami, co-chairs, Chang, Marumoto, Whalen.

H.B. No. 204, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 210, H.D. 1 (S.D. 2):

Representatives Abinsay, Cabrerros, co-chairs, Davis.

H.B. No. 212, H.D. 2 (S.D. 2):

Representatives Abinsay, Cabrerros, co-chairs, Davis.

H.B. No. 223, H.D. 1 (S.D. 2):

Representatives Arakaki, Hiraki, co-chairs, Case, Yonamine, McDermott, Whalen.

H.B. No. 236, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Thielen.

H.B. No. 269, H.D. 1 (S.D. 2):

Representatives Chang, Takamine, co-chairs, Saiki, Suzuki, Leong, Marumoto.

H.B. No. 271, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 282, H.D. 2 (S.D. 1):

Representatives Takai, Yonamine, co-chairs, Stonebraker.

H.B. No. 284, H.D. 1 (S.D. 2):

Representatives Arakaki, Saiki, co-chairs, Stonebraker.

H.B. No. 301, H.D. 2 (S.D. 1):

Representatives Hamakawa, Saiki, co-chairs, Whalen.

H.B. No. 321, H.D. 1 (S.D. 2):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 336 (S.D. 2):

Representatives Kahikina, Nakasone, co-chairs, Rath.

H.B. No. 369, H.D. 2 (S.D. 1):

Representatives Morita, Nakasone, co-chairs, Jaffe.

H.B. No. 382, H.D. 1 (S.D. 2):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 384, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 407, H.D. 1 (S.D. 1):

Representatives Takamine, chair, Kawakami, Moses.

H.B. No. 411, H.D. 2 (S.D. 1):

Representatives Arakaki, Kahikina, Hiraki, co-chairs, Chang, Meyer, Stonebraker.

H.B. No. 424, H.D. 1 (S.D. 1):

Representatives Takamine, chair, Kawakami, Davis.

H.B. No. 429 (S.D. 1):

Representatives Kahikina, Nakasone, co-chairs, Rath.

H.B. No. 432, H.D. 2 (S.D. 2):

Representatives Ahu Isa, Suzuki, co-chairs, Magaoay, Takumi, Leong, Marumoto.

H.B. No. 451, H.D. 1 (S.D. 1):

Representatives Hamakawa, Ito, Saiki, co-chairs, Kawakami, Auwae, Leong.

H.B. No. 461 (S.D. 1):

Representatives Arakaki, Saiki, co-chairs, Stonebraker.

H.B. No. 462, H.D. 1 (S.D. 2):

Representatives Hamakawa, Saiki, co-chairs, Auwae.

H.B. No. 469, H.D. 2 (S.D. 1):

Representatives Ito, Yoshinaga, Saiki, co-chairs, Schatz, Bukoski, Halford.

H.B. No. 480, H.D. 1 (S.D. 2):

Representatives Ito, Kawakami, co-chairs, Leong.

H.B. No. 498, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 502, H.D. 2 (S.D. 2):

Representatives Ahu Isa, Takamine, co-chairs, Marumoto.

H.B. No. 503, H.D. 2 (S.D. 2):

Representatives Kanoho, Abinsay, Nakasone, co-chairs, Cabrerros, Gomes, Halford.

H.B. No. 511, H.D. 1 (S.D. 1):

Representatives Takamine, chair, Kawakami, Rath.

H.B. No. 513, H.D. 1 (S.D. 2):

Representatives Hamakawa, Saiki, co-chairs, Auwae.

H.B. No. 516, H.D. 1 (S.D. 1):

Representatives Hiraki, B. Oshiro, Suzuki, co-chairs, Souki, Auwae, Whalen.

H.B. No. 526, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 531 (S.D. 1):

Representatives Kanoho, Hamakawa, co-chairs, Auwae.

H.B. No. 533, H.D. 2 (S.D. 1):

Representatives Hiraki, B. Oshiro, Suzuki, co-chairs, Souki.

H.B. No. 538, H.D. 2 (S.D. 2):

Representatives Kanoho, Hamakawa, co-chairs, Auwae.

H.B. No. 539, H.D. 1 (S.D. 1):

Representatives Kahikina, Nakasone, co-chairs, Rath.

H.B. No. 543 (S.D. 2):

Representatives Kahikina, Nakasone, co-chairs, Rath.

H.B. No. 550 (S.D. 1):

Representatives Kahikina, Nakasone, co-chairs, Rath.

H.B. No. 554, H.D. 2 (S.D. 2):

Representatives Kanoho, Nakasone, co-chairs, Stonebraker.

H.B. No. 562, H.D. 2 (S.D. 2):

Representatives Yoshinaga, Saiki, co-chairs, Davis.

H.B. No. 568, H.D. 2 (S.D. 1):

Representatives Yoshinaga, Saiki, co-chairs, Rath.

H.B. No. 576, H.D. 2 (S.D. 1):

Representatives Yoshinaga, Saiki, co-chairs, Rath.

H.B. No. 583, H.D. 1 (S.D. 2):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

H.B. No. 584, H.D. 2 (S.D. 2):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

H.B. No. 585, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 586, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 589, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 590, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 594, H.D. 2 (S.D. 2):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

H.B. No. 595, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 596, H.D. 2 (S.D. 1):

Representatives Hiraki, Takamine, co-chairs, Whalen.

H.B. No. 599, H.D. 1 (S.D. 1):

Representatives Hiraki, B. Oshiro, Suzuki, co-chairs, Souki, Rath, Whalen.

H.B. No. 600, H.D. 1 (S.D. 1):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

H.B. No. 602, H.D. 1 (S.D. 1):

Representatives Hiraki, B. Oshiro, co-chairs, Whalen.

H.B. No. 603, H.D. 2 (S.D. 1):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

H.B. No. 613 (S.D. 2):

Representatives Ito, Yoshinaga, Saiki, co-chairs, Nakasone, Bukoski, Halford.

H.B. No. 614, H.D. 2 (S.D. 1):

Representatives Ito, Kawakami, co-chairs, Leong.

H.B. No. 624 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 628 (S.D. 1):

Representatives Kahikina, Takumi, Nakasone, co-chairs, Saiki, Djou, Rath.

H.B. No. 632, H.D. 3 (S.D. 2):

Representatives Kahikina, Hamakawa, Nakasone, co-chairs, Saiki, Auwae, Thielen.

H.B. No. 638, H.D. 1 (S.D. 2):

Representatives Kahikina, Nakasone, co-chairs, Rath.

H.B. No. 644, H.D. 1 (S.D. 2):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

H.B. No. 645, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 646, H.D. 1 (S.D. 2):

Representatives Arakaki, Hamakawa, co-chairs, Thielen.

H.B. No. 650, H.D. 2 (S.D. 2):

Representatives Arakaki, Hiraki, Hamakawa, co-chairs, Yonamine, McDermott, Whalen.

H.B. No. 653, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 654, H.D. 1 (S.D. 1):

Representatives Morita, Nakasone, co-chairs, Bukoski.

H.B. No. 666, H.D. 1 (S.D. 1):

Representatives Morita, Hamakawa, Nakasone, co-chairs, B. Oshiro, Bukoski, Davis.

H.B. No. 695, H.D. 1 (S.D. 2):

Representatives Kanoho, Nakasone, co-chairs, Meyer.

H.B. No. 702, H.D. 2 (S.D. 1):

Representatives Garcia, Yoshinaga, Nakasone, co-chairs, Saiki, Djou, Rath.

H.B. No. 728 (S.D. 1):

Representatives Souki, Kanoho, Nakasone, co-chairs, Schatz, Meyer, Moses.

H.B. No. 731, H.D. 1 (S.D. 2):

Representatives Takumi, Magaoay, co-chairs, Ontai.

H.B. No. 733, H.D. 2 (S.D. 2):

Representatives Takumi, Hamakawa, Saiki, co-chairs, Espero, Auwae, Gomes.

H.B. No. 735 (S.D. 1):

Representatives Takumi, Magaoay, co-chairs, Ontai.

H.B. No. 771, H.D. 1 (S.D. 1):

Representatives Hamakawa, Garcia, Nakasone, co-chairs, Suzuki, Auwae, Leong.

H.B. No. 786, H.D. 1 (S.D. 1):

Representatives Arakaki, Saiki, co-chairs, Stonebraker.

H.B. No. 815, H.D. 2 (S.D. 1):

Representatives Morita, Hiraki, co-chairs, Marumoto.

H.B. No. 828, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 830, H.D. 2 (S.D. 2):

Representatives Souki, Hamakawa, co-chairs, Gomes.

H.B. No. 840, H.D. 2 (S.D. 1):

Representatives Kahikina, Takumi, Nakasone, co-chairs, Saiki, Djou, Rath.

H.B. No. 852, H.D. 2 (S.D. 2):

Representatives Yoshinaga, Saiki, co-chairs, Leong.

H.B. No. 860, H.D. 1 (S.D. 2):

Representatives Yoshinaga, Saiki, co-chairs, Davis.

H.B. No. 861, H.D. 2 (S.D. 2):

Representatives Abinsay, Cabrereros, co-chairs, Davis.

H.B. No. 862, H.D. 1 (S.D. 2):

Representatives Garcia, Nakasone, co-chairs, Djou.

H.B. No. 868, H.D. 1 (S.D. 1):

Representatives Ito, Garcia, co-chairs, Bukoski.

H.B. No. 896, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 945, H.D. 1 (S.D. 2):

Representatives Arakaki, Hiraki, co-chairs, Case, Yonamine, McDermott, Whalen.

H.B. No. 946 (S.D. 2):

Representatives Ito, Yonamine, co-chairs, Leong.

H.B. No. 962 (S.D. 1):

Representatives Garcia, B. Oshiro, Nakasone, co-chairs, Hamakawa, Auwae, Djou.

H.B. No. 978, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 986, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 996 (S.D. 1):

Representatives Garcia, Nakasone, co-chairs, Djou.

H.B. No. 1004, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 1026, H.D. 1 (S.D. 2):

Representatives Hale, Espero, co-chairs, Cabrerros, Magaoay, Jaffe, Rath.

H.B. No. 1028, H.D. 1 (S.D. 1):

Representatives Ito, Kawakami, co-chairs, Leong.

H.B. No. 1041, H.D. 2 (S.D. 2):

Representatives Ito, Saiki, Takamine, co-chairs, Nakasone, Bukoski, Halford.

H.B. No. 1048, H.D. 2 (S.D. 1):

Representatives Ito, Kawakami, co-chairs, Davis.

H.B. No. 1056, H.D. 1 (S.D. 1):

Representatives Yoshinaga, Saiki, co-chairs, Davis.

H.B. No. 1074, H.D. 2 (S.D. 2):

Representatives Abinsay, Cabrerros, co-chairs, Davis.

H.B. No. 1089, H.D. 2 (S.D. 2):

Representatives Abinsay, Takamine, co-chairs, Davis.

H.B. No. 1111, H.D. 1 (S.D. 2):

Representatives Arakaki, Saiki, co-chairs, Stonebraker.

H.B. No. 1115 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 1138 (S.D. 1):

Representatives Suzuki, Cabrerros, co-chairs, Djou.

H.B. No. 1156, H.D. 2 (S.D. 1):

Representatives Hiraki, Takamine, co-chairs, Whalen.

H.B. No. 1211, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 1216, H.D. 1 (S.D. 1):

Representatives Chang, Saiki, co-chairs, Moses.

H.B. No. 1231, H.D. 1 (S.D. 1):

Representatives Hiraki, chair, Chang, Whalen.

H.B. No. 1233, H.D. 1 (S.D. 2):

Representatives Kahikina, Nakasone, co-chairs, Rath.

H.B. No. 1234, H.D. 1 (S.D. 2):

Representatives Kahikina, Nakasone, co-chairs, Rath.

H.B. No. 1243, H.D. 1 (S.D. 1):

Representatives Hiraki, Suzuki, co-chairs, Whalen.

H.B. No. 1245, H.D. 1 (S.D. 1):

Representatives Takamine, chair, Nakasone, Djou.

H.B. No. 1255, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 1256, H.D. 2 (S.D. 2):

Representatives Morita, Ahu Isa, Saiki, co-chairs, Kawakami, Bukoski, Davis.

H.B. No. 1273, H.D. 2 (S.D. 1):

Representatives Souki, Espero, co-chairs, Moses.

H.B. No. 1282, H.D. 2 (S.D. 2):

Representatives Morita, Nakasone, co-chairs, Bukoski.

H.B. No. 1287, H.D. 1 (S.D. 2):

Representatives Abinsay, Takumi, Takamine, co-chairs, Cabrerros, Davis, Gomes.

H.B. No. 1309 (S.D. 2):

Representatives Ahu Isa, Kanoho, Nakasone, co-chairs, Yonamine, Leong, Ontai.

H.B. No. 1339, H.D. 1 (S.D. 1):

Representatives Kanoho, Nakasone, co-chairs, Meyer.

H.B. No. 1391, H.D. 1 (S.D. 2):

Representatives Ito, Kawakami, co-chairs, Leong.

H.B. No. 1400 (S.D. 1):

Representatives Nakasone, chair, Yonamine, Davis.

H.B. No. 1405, H.D. 1 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 1538 (S.D. 1):

Representatives Hamakawa, chair, B. Oshiro, Auwae.

H.B. No. 1556 (S.D. 1):

Representatives Abinsay, Cabrerros, co-chairs, Davis.

H.B. No. 1561, H.D. 2 (S.D. 1):

Representatives Ito, Yoshinaga, Saiki, co-chairs, Nakasone, Bukoski, Halford.

H.B. No. 1586, H.D. 1 (S.D. 2):

Representatives Yoshinaga, Saiki, co-chairs, Leong.

H.B. No. 1589, H.D. 1 (S.D. 1):

Representatives Chang, Takamine, co-chairs.

H.B. No. 1595, H.D. 1 (S.D. 1):

Representatives Yoshinaga, Saiki, co-chairs, Davis.

H.B. No. 1662, H.D. 1 (S.D. 2):

Representatives Ahu Isa, Takamine, co-chairs, Marumoto.

H.B. No. 1667, H.D. 2 (S.D. 1):

Representatives Takumi, Ito, Saiki, co-chairs, Takai, Djou, Halford.

H.B. No. 1668, H.D. 1 (S.D. 1):

Representatives Ito, Yoshinaga, Saiki, co-chairs, Nakasone, Bukoski, Halford.

H.B. No. 1679, H.D. 1 (S.D. 1):

Representatives Souki, Hamakawa, co-chairs, Gomes.

H.B. No. 1685, H.D. 1 (S.D. 1):

Representatives Souki, Espero, co-chairs, Moses.

H.B. No. 1686, H.D. 1 (S.D. 1):

Representatives Souki, Espero, co-chairs, Moses.

STANDING COMMITTEE REPORTS

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1667) recommending that S.R. No. 41, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1667 and S.R. No. 41, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE MASTER PLAN FOR STATE PARKS," was deferred until Thursday, April 19, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1668) recommending that S.R. No. 44, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1668 and S.R. No. 44, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY RELATING TO THE MANAGEMENT OF THE AHUPUA'A 'O KAHANA," was deferred until Thursday, April 19, 2001.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1669) recommending that the Senate advise and consent to the nomination of COLBERT M. MATSUMOTO to the Board of Trustees, Employees' Retirement System, in accordance with Gov. Msg. No. 233.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1669 and Gov. Msg. No. 233 was deferred until Thursday, April 19, 2001.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1670) recommending that the Senate advise and consent to the nomination of HOWENA HUI BLUME to the Board of Trustees, Hawai'i Public Employees Health Fund, in accordance with Gov. Msg. No. 250.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1670 and Gov. Msg. No. 250 was deferred until Thursday, April 19, 2001.

ORDER OF THE DAY

RE-REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The Chair re-referred the following concurrent resolutions that were received:

House Concurrent Resolution	Referred to:
No. 57	Committee on Economic Development and Technology
No. 93	Committee on Economic Development and Technology
No. 117	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary
No. 182, H.D. 1	Committee on Economic Development and Technology

Senator Inouye, Chair of the Committee on Water, Land, Energy, and Environment, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.C.R. Nos. 56 and 95, and the Chair granted the waiver.

Senator Chun, Chair of the Committee on Hawaiian Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following resolutions:

H.C.R. No. 23;
H.C.R. No. 54;
H.C.R. No. 75; and
H.C.R. No. 125,

and the Chair granted the waiver.

Senator Sakamoto, Chair of the Committee on Education, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following resolutions and governor's messages:

H.C.R. No. 33;
H.C.R. No. 91;
H.C.R. No. 100;
H.C.R. No. 161;
H.C.R. No. 163;
Gov. Msg. No. 248;
Gov. Msg. No. 278;
Gov. Msg. No. 280;
Gov. Msg. No. 281;
Gov. Msg. No. 291; and
Gov. Msg. No. 303,

and the Chair granted the waiver.

Senator Buen, Chair of the Committee on Agriculture, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.C.R. No. 87, and the Chair granted the waiver.

Senator Tam, Chair of the Committee on Economic Development and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.R. No. 30, and the Chair granted the waiver.

Senator Taniguchi, Chair of the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following resolutions and governor's message:

H.C.R. No. 11;
H.C.R. No. 12;
H.C.R. No. 13;
H.C.R. No. 126;
H.C.R. No. 127;
H.C.R. No. 148; and
Gov. Msg. No. 296,

and the Chair granted the waiver.

Senator Chumbley rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"In anticipation of adjournment today, I'd like to request adjournment on a rising vote and a moment of silence on behalf of the late Sakae Takahashi.

"For many of you who remember Senator Takahashi, he did serve 20 years in this very chamber and was a distinguished member of our community having served in the 100th Infantry and the 442nd Combat Team. He also served on the board of supervisors for the City and County of Honolulu and was one of the founders of the Central Pacific Bank. He was a leader in our community that we will sorely miss.

"Thank you, Mr. President."

APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 171, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 171, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Kanno, Menor, co-chairs; Slom as managers on the part of the Senate at such conference.

S.B. No. 173, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 173, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Menor, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 180, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 180, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Menor, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 221, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 221, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Kokubun, Taniguchi, Hogue as managers on the part of the Senate at such conference.

S.B. No. 643, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 643, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Kanno, Kim, co-chairs; Slom as managers on the part of the Senate at such conference.

S.B. No. 654, S.D. 2 (H.D. 2):

The President appointed Senator Hanabusa as a co-chair on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 654, S.D. 2.

H.B. No. 269, H.D. 1 (S.D. 2):

The President discharged Senator Buen as a member on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 269, H.D. 1.

H.B. No. 271, H.D. 1 (S.D. 1):

The President appointed Senator Kim as an additional member on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 271, H.D. 1.

H.B. No. 1256, H.D. 2 (S.D. 2):

The President discharged Senator Kim as a member on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 1256, H.D. 2.

ADJOURNMENT

At 12:26 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, April 19, 2001, on a rising vote, observing a moment of silence in memory of the late Sakae Takahashi.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-SECOND DAY

Thursday, April 19, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:44 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor John Vierra, Kaimuki Evangelical Church, after which the Roll was called showing all Senators present with the exception of Senator Ige who was excused.

The President announced that he had read and approved the Journal of the Fifty-First Day.

Senator Slom introduced four-year-old Evan Nagao, Hawaii's youngest yo-yo champion, and commended him on his appearance on the "Tonight Show with Jay Leno" and for his many accomplishments. Accompanying Evan were his parents, Alan and Priscilla Nagao, and his brother, Aiden.

At this time, Evan demonstrated his award-winning yo-yo talents for the members of the Senate and their guests.

At 11:56 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 601 to 603) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 601, returning S.C.R. No. 4, S.D. 1, which was adopted in the House of Representatives on April 18, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 4, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 602, informing the Senate that the Speaker on April 18, 2001, made the following changes to the conferees on the following bills:

H.B. No. 160, H.D. 1 (S.D. 1):

Discharged Representative Hamakawa as first co-chair.
Appointed Representative B. Oshiro as first co-chair.

H.B. No. 223, H.D. 1 (S.D. 2):

Discharged Representative Case as a manager.
Appointed Representative Chang as a manager.

H.B. No. 978, H.D. 1 (S.D. 1):

Discharged Representative Hamakawa as chair and Representative B. Oshiro as a manager.
Appointed Representative Hamakawa as a manager and Representative B. Oshiro as chair.

H.B. No. 1405, H.D. 1 (S.D. 1):

Discharged Representative Hamakawa as chair and Representative B. Oshiro as a manager.

Appointed Representative Hamakawa as a manager and Representative B. Oshiro as chair.

S.B. No. 1081 (H.D. 1):

Discharged Representative Leong as a manager.
Appointed Representative Halford as a manager,

was placed on file.

Hse. Com. No. 603, informing the Senate that the Speaker on April 19, 2001, made the following changes to the conferees on the following bill:

H.B. No. 1256, H.D. 2 (S.D. 2):

Discharged Representative Saiki as third co-chair.
Appointed Representative Nakasone as third co-chair,

was placed on file.

STANDING COMMITTEE REPORTS

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1671) recommending that the Senate advise and consent to the nomination of RONALD T. HAJIME as Compact Administrator, State Council for Interstate Adult Offender Supervision, in accordance with Gov. Msg. No. 153.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1671 and Gov. Msg. No. 153 was deferred until Friday, April 20, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1672) recommending that the Senate advise and consent to the nominations of FAYE KENNEDY and HARRY YEE to the Civil Rights Commission, in accordance with Gov. Msg. No. 179.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1672 and Gov. Msg. No. 179 was deferred until Friday, April 20, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1673) recommending that the Senate advise and consent to the nomination of LES S. IHARA to the Crime Victim Compensation Commission, in accordance with Gov. Msg. No. 180.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1673 and Gov. Msg. No. 180 was deferred until Friday, April 20, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1674) recommending that the Senate advise and consent to the nominations of FRANCIS L. BENEVIDES SR. and NEWTON INOUYE to the Board of Registration, Island of Hawai'i, in accordance with Gov. Msg. No. 236.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1674 and Gov. Msg. No. 236 was deferred until Friday, April 20, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1675) recommending that the Senate advise and consent to the nomination of LANI LIU

EWART to the Commission to Promote Uniform Legislation, in accordance with Gov. Msg. No. 241.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1675 and Gov. Msg. No. 241 was deferred until Friday, April 20, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1676) recommending that the Senate advise and consent to the nomination of STEVEN S. ALM to the office of Judge, 2nd Division, Circuit Court of the First Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, and in accordance with Gov. Msg. No. 216.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1676 and Gov. Msg. No. 216 was deferred until Friday, April 20, 2001.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, APRIL 18, 2001

Stand. Com. Rep. No. 1667 (S.R. No. 41, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 41, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE MASTER PLAN FOR STATE PARKS," was adopted.

Stand. Com. Rep. No. 1668 (S.R. No. 44, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 44, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY RELATING TO THE MANAGEMENT OF THE AHUPUA'A 'O KAHANA," was adopted.

ADVISE AND CONSENT

Stand. Com. Rep. No. 1669 (Gov. Msg. No. 233):

Senator Nakata moved that Stand. Com. Rep. No. 1669 be received and placed on file, seconded by Senator Ihara and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of COLBERT M. MATSUMOTO to the Board of Trustees, Employees' Retirement System, term to expire January 1, 2007, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1670 (Gov. Msg. No. 250):

Senator Nakata moved that Stand. Com. Rep. No. 1670 be received and placed on file, seconded by Senator Ihara and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of HOWENA HUI BLUME to the

Board of Trustees, Hawai'i Public Employees Health Fund, term to expire June 30, 2005, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Senator Inouye, Chair of the Committee on Water, Land, Energy, and Environment, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.B. No. 1118, and the Chair granted the waiver.

Senator Tam, Chair of the Committee on Economic Development and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following resolutions:

H.C.R. No. 57;
H.C.R. No. 88;
H.C.R. No. 93;
H.C.R. No. 115; and
H.C.R. No. 182,

and the Chair granted the waiver.

RECONSIDERATION OF ACTION TAKEN

S.B. No. 1104, S.D. 1 (H.D. 1):

Senator Matsuura moved that the Senate reconsider its action taken on April 4, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1104, S.D. 1, seconded by Senator Kanno and carried.

Senator Matsuura moved that the Senate agree to the amendments proposed by the House to S.B. No. 1104, S.D. 1, seconded by Senator Kanno.

Senator Matsuura then noted:

"Mr. President, this measure relates to the foster parents to provide consent for foster children's educational/recreational needs. Both parties were in agreement."

At 12:11 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:14 o'clock p.m.

Senator Ihara rose and said:

"Mr. President, I'd like to ask what we're agreeing to when we make this vote."

The President responded:

"We are reconsidering previous action in disagreeing to the amendments made by the House to S.B. No. 1104, S.D. 1."

Senator Ihara continued:

"I understand that we're also voting to agree to certain unknown amendments, so I'd like to find out what those amendments are."

At 12:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:16 o'clock p.m.

Senator Matsuura then rose and said:

“Mr. President, according to this measure, the changes are technical and nonsubstantive.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1104, S.D. 1, and S.B. No. 1104, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD’S EDUCATIONAL AND RECREATIONAL NEEDS,” was placed on the calendar for Final Reading on Friday, April 20, 2001.

Senator Hemmings rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“It was earlier in the Session that I stood on this Floor and called for the resignation of a union leader that was on the Judicial Selection Commission, and that union leader, much to his credit, did the honorable thing. Well I think it’s time to call for the resignation of another union leader and that’s the leader of the HSTA. Over the last week this State is in a state of crisis because of the educational strike.

“Union rank and file have done a really wonderful job of coming to our offices in pleading their case for their position regarding this issue and I think the Senate is ready to respond in kind with adequate funding of their request, but there’s tremendous hypocrisy in union leadership. In the last election, union leadership chose to ignore the express wishes of rank and file, according to their representatives that have been to my office, who wanted to endorse another candidate, and union leadership endorsed the status quo. I find it quite hypocritical at this point for that same leadership to be at the bargaining table allegedly as an adversary of the person who they overrode rank and file’s vote for to endorse. This is the type of duplicity and partisanship that has led this State to this condition we’re in today.

“So I would think the honorable thing for Karen Ginoza to do is to walk away from the bargaining table and let others in a leadership position in the union assume the role of leadership and hopefully the union will do what’s best for the students, for the rank and file, and for the people of Hawaii, not one political interest. Therefore, Mr. President, I hope this will seriously be considered and I think it would go a long way in bringing back credibility to union leadership. I think the rank and file, quite frankly, have been betrayed in ’98 and once again in negotiations in this terrible, terrible strike we’re suffering through.

“Thank you, Mr. President.”

Senator Sakamoto also rose on a point of personal privilege and stated:

“Mr. President, I rise on a point of personal privilege.

“In response to some of the previous remarks, Mr. President, during negotiations between any parties, both sides use tools, use strategies, use words to advocate a position. I personally feel that Karen Ginoza is strongly advocating her position. I think she sincerely feels she’s doing what is right for the teachers and for the students.

“Unfortunately, sometimes the media picks certain phrases or certain parts of people’s comments and seemingly creates controversy or creates feelings that people are doing things for

other reasons. But I sincerely believe in this effort to return our teachers and our students back to school. Both parties, administration and the teachers, as well as others, should cease from inflaming, cease from giving ammunition to our well-respected media, and work toward calming the waters so we can indeed come to a resolution and get students back in school.”

Senator Hemmings rose again on a point of personal privilege.

“Mr. President, I rise on a point of personal privilege in rebuttal.

“I did not intend to belabor and make a floor debate out of this issue, especially with the good Senator from Moanalua who’s been working so hard to resolve some of these issues.

“To blame the media for reporting on inflammatory comments regarding this situation I think is not quite fair. The facts are, and the teachers know it, they have been betrayed. They’ve been betrayed by the State, administration, and they’ve been betrayed, quite frankly, by their union leader who did everything in her power to support that leader of the State in the last election, including using labor union funds and resources to support the candidacy of the incumbent governor who they are now in an adversarial position with. This quite frankly hurts the teachers, and I think the teachers know it.

“So if we’re going to be enlightened and take some bold new leadership for the future, let’s put aside this partisanship. Let’s put aside this union endorsement of certain political figures at the expense of the entire State of Hawaii, and most especially the rank and file they’re supposed to be serving. The company store is now the State and the lunas are labor union leaders. Rank and file has had it and this is a situation I think should be addressed and addressed immediately because it is part and parcel of what we’re trying to do here.

“Thank you, Mr. President.”

Senator English also rose on a point of personal privilege and said:

“Mr. President, I rise on a point of personal privilege in rebuttal.

“Mr. President, this is nothing more than sour grapes. I have to say that Karen Ginoza is a person of her word; is a person who has been forthright with me and with many of us in here, but more to the point, Mr. President, what the good Senator from Kailua is pointing out is really what we’d say is ‘water under the bridge.’ Yes, there was an endorsement in the last election. Yes, many of the people . . . many of the teachers did vote for another party. Many of them voted independently, and that’s what we hope in a society that is a free society and a democratic society – one that values democratic principles.

“Now, Mr. President, when we throw kerosene like this on the fire, it explodes. Comments such as this really have very little to bear on the fact of the matter now. What we have now, Mr. President, is a union leadership, a union, rank and file that frankly, from what I’ve seen from all the people visiting my office, are working very closely together in concert with each other – leadership and rank and file. The message is pretty clear. And be it as it may in the past that they endorsed the current Governor in the last election, Mr. President, they’re sitting down on the opposite side of the negotiating table from him now.

“There was a movie once, ‘That Was Then And This Is Now.’ We’re dealing with the now, and the more we look back

on the past and what happened with allegations such as these about endorsements, what have you, it has nothing to do with the present situation – which is: we’re dealing with a strike, we’re dealing with different impassioned points of views on the value of teachers, what they should be doing, how we grade them, so to speak, and how our society values them. That’s what’s at stake.

“So I rebut the comments made by the previous speaker, the Senator from Kailua, and hope that we can move forward to a fair settlement for the teachers and for the children of Hawaii.

“Thank you, Mr. President.”

Senator Menor then rose and said:

“Mr. President, I want the words of the Senator from Wailuku and Kahului in support of Karen Ginoza to be inserted into the Journal as though they were my own.”

The Chair so ordered.

Senator Menor, Chair of the Committee on Commerce, Consumer Protection and Housing, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.C.R. No. 71, and the Chair granted the waiver.

At 12:26 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 o’clock p.m.

At this time, Senator Matsunaga extended happy birthday wishes to Senator Ihara on behalf of the Senate.

ADJOURNMENT

At 12:30 o’clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o’clock a.m., Friday, April 20, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-THIRD DAY

Friday, April 20, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Father Michael Crosby, Co-Cathedral of St. Theresa, after which the Roll was called showing all Senators present with the exception of Senator Menor who was excused.

The President announced that he had read and approved the Journal of the Fifty-Second Day.

At this time, the following introductions were made to the members of the Senate:

Senator Kawamoto introduced Judge Walter Heen and commended him for his lifelong dedication to public service and for the integrity and loyalty he brings to all aspects of his commitment to the people of Hawaii.

Senator Ige congratulated the University of Hawaii Rainbow Wahine Basketball Team on their victory in the National Women's Invitation Tournament and their very first Final Four appearance and introduced the following representatives of the team: Christa Brossman, guard; Dainora Puida, center; Jade Abel, redshirt freshman; Head Coach Vince Goo; Assistant Coaches Da Houl, Serenda Valdez, and Jon Newlee; and Sports Information Director Neal Iwamoto.

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:54 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 313 to 315) were read by the Clerk and were placed on file:

Gov. Msg. No. 313, dated April 12, 2001, transmitting the 2000 Hawaii Coastal Zone Management Annual Report prepared by the Department of Business, Economic Development and Tourism, Office of Planning, pursuant to Section 205A-3, HRS.

Gov. Msg. No. 314, informing the Senate that on April 19, 2001, he signed the following bills into law:

House Bill No. 415 as Act 9, entitled: "RELATING TO HARBORS";

House Bill No. 688 as Act 10, entitled: "RELATING TO THE EFFECTIVE DATE OF EXISTING USES UNDER THE WATER CODE";

House Bill No. 1257 as Act 11, entitled: "RELATING TO LEI DAY";

House Bill No. 1473 as Act 12, entitled: "RELATING TO MOTOR VEHICLES";

Senate Bill No. 210 as Act 13, entitled: "RELATING TO PILOTS";

Senate Bill No. 937 as Act 14, entitled: "RELATING TO MOTOR VEHICLE INSURANCE";

Senate Bill No. 1077 as Act 15, entitled: "RELATING TO TRADEMARKS"; and

Senate Bill No. 1078 as Act 16, entitled: "RELATING TO THE UNIFORM SECURITIES ACT."

Gov. Msg. No. 315, dated April 20, 2001, transmitting his statement of objections to House Bill No. 824 which he has returned to the House without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 20, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 824

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 824, entitled 'A Bill for an Act Relating to Motorcycle Operator Education.'

The purpose of this bill is to amend section 286-108.4, Hawaii Revised Statutes, to provide that any motorcycle operator education program operated in Hawaii by any branch of the United States Armed Services shall be deemed approved and certified by the State Director of Transportation if the program (1) meets Motorcycle Safety Foundation standards and (2) is certified by the respective armed forces' installation commander.

This bill is objectionable because it is unnecessary and may result in undesirable inconsistencies with current efforts of the State Department of Transportation in this area. The department recently received recommendations of a blue ribbon panel of mainland experts on motorcycle operator education. To implement the panel's recommendations, the Director of Transportation is forming a task force to assist in drafting administrative rules to establish statewide requirements and a fair, equitable, and consistent procedure for certification of motorcycle operator education programs in Hawaii.

For the foregoing reasons, I am returning House Bill No. 824 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 604 to 608) were read by the Clerk and were placed on file:

Hse. Com. No. 604, returning S.C.R. No. 8, S.D. 1, which was adopted by the House of Representatives on April 19, 2001.

Hse. Com. No. 605, informing the Senate that the Speaker on April 19, 2001, made the following changes to the conferees on the following bills:

H.B. No. 11, H.D. 2 (S.D. 2):

Discharged Representative Leong as a manager.
Appointed Representative Bukoski as a manager.

H.B. No. 87, H.D. 2 (S.D. 2):

Discharged Representative Stonebraker as a manager.
Appointed Representative Moses as a manager.

H.B. No. 94, H.D. 1 (S.D. 1):

Discharged Representative Leong as a manager.
Appointed Representative Ontai as a manager.

H.B. No. 118, H.D. 3 (S.D. 2):

Discharged Representative Marumoto as a manager.
Appointed Representative Stonebraker as a manager.

H.B. No. 168, H.D. 1 (S.D. 2):

Discharged Representative Auwae as a manager.
Appointed Representative Gomes as a manager.

H.B. No. 212, H.D. 2 (S.D. 2):

Discharged Representative Davis as a manager.
Appointed Representative Halford as a manager.

H.B. No. 236, H.D. 1 (S.D. 1):

Discharged Representative Thielen as a manager.
Appointed Representative Gomes as a manager.

H.B. No. 321, H.D. 1 (S.D. 2):

Discharged Representative Auwae as a manager.
Appointed Representative Gomes as a manager.

H.B. No. 382, H.D. 1 (S.D. 2):

Discharged Representative Auwae as a manager.
Appointed Representative Thielen as a manager.

H.B. No. 462, H.D. 1 (S.D. 2):

Discharged Representative Auwae as a manager.
Appointed Representative Thielen as a manager.

H.B. No. 480, H.D. 1 (S.D. 2):

Discharged Representative Leong as a manager.
Appointed Representative Bukoski as a manager.

H.B. No. 513, H.D. 1 (S.D. 2):

Discharged Representative Auwae as a manager.
Appointed Representative Thielen as a manager.

H.B. No. 538, H.D. 2 (S.D. 2):

Discharged Representative Auwae as a manager.
Appointed Representative Bukoski as a manager.

H.B. No. 614, H.D. 2 (S.D. 1):

Discharged Representative Leong as a manager.
Appointed Representative Bukoski as a manager.

H.B. No. 645, H.D. 1 (S.D. 1):

Discharged Representative Auwae as a manager.
Appointed Representative Thielen as a manager.

H.B. No. 733, H.D. 2 (S.D. 2):

Discharged Representative Gomes as a manager.
Appointed Representative Ontai as a manager.

H.B. No. 771, H.D. 1 (S.D. 1):

Discharged Representative Leong as a manager.
Appointed Representative Gomes as a manager.

H.B. No. 861, H.D. 2 (S.D. 2):

Discharged Representative Davis as a manager.
Appointed Representative Halford as a manager.

H.B. No. 946 (S.D. 2):

Discharged Representative Leong as a manager.
Appointed Representative Halford as a manager.

H.B. No. 962 (S.D. 1):

Discharged Representative Djou as a manager.
Appointed Representative Moses as a manager.

H.B. No. 1004, H.D. 1 (S.D. 1):

Discharged Representative Auwae as a manager.
Appointed Representative Thielen as a manager.

H.B. No. 1028, H.D. 1 (S.D. 1):

Discharged Representative Leong as a manager.
Appointed Representative Halford as a manager.

H.B. No. 1211, H.D. 1 (S.D. 1):

Discharged Representative Auwae as a manager.
Appointed Representative Marumoto as a manager.

H.B. No. 1282, H.D. 2 (S.D. 2):

Discharged Representative Bukoski as a manager.
Appointed Representative Jaffe as a manager.

H.B. No. 1287, H.D. 1 (S.D. 2):

Discharged Representative Gomes as a manager.
Appointed Representative Halford as a manager.

H.B. No. 1309 (S.D. 2):

Discharged Representative Ontai as a manager.
Appointed Representative Marumoto as a manager.

H.B. No. 1391, H.D. 1 (S.D. 2):

Discharged Representative Leong as a manager.
Appointed Representative Bukoski as a manager.

H.B. No. 1400 (S.D. 1):

Discharged Representative Davis as a manager.
Appointed Representative Moses as a manager.

H.B. No. 1405, H.D. 1 (S.D. 1):

Discharged Representative Auwae as a manager.
Appointed Representative Marumoto as a manager.

H.B. No. 1556 (S.D. 1):

Discharged Representative Davis as a manager.
Appointed Representative Halford as a manager.

S.B. No. 123, S.D. 1 (H.D. 2):

Discharged Representative McDermott as a manager.
Appointed Representative Stonebraker as a manager.

S.B. No. 1096, S.D. 1 (H.D. 1):

Discharged Representative Leong as a manager.
Appointed Representative Djou as a manager.

S.B. No. 1262 (H.D. 1):

Discharged Representative Leong as a manager.
Appointed Representative Jaffe as a manager.

Hse. Com. No. 606, informing the Senate that the Speaker on April 19, 2001, made the following changes to the conferees on the following bill:

H.B. No. 173, H.D. 2 (S.D. 2):

Discharged Representative Schatz as a manager.
Appointed Representative Saiki as fourth co-chair.

Hse. Com. No. 607, informing the Senate that the Speaker on April 19, 2001, made the following changes to the conferees on the following bill:

H.B. No. 538, H.D. 2 (S.D. 2):

Discharged Representative Bukoski as a manager.
Appointed Representative Auwae as a manager.

Hse. Com. No. 608, informing the Senate that the Speaker on April 20, 2001, made the following changes to the conferees on the following bills:

H.B. No. 382, H.D. 1 (S.D. 2):

Discharged Representative Hamakawa as chair and Representative B. Oshiro as a manager.
Appointed Representative B. Oshiro as chair and Representative Hamakawa as a manager.

S.B. No. 1110, S.D. 2 (H.D. 3):

Discharged Representative Hamakawa as second co-chair.
Appointed Representative B. Oshiro as second co-chair.

STANDING COMMITTEE REPORTS

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1677) recommending that the Senate advise and consent to the nomination of LINDA C. TSEU to the Civil Defense Advisory Council, in accordance with Gov. Msg. No. 224.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1677 and Gov. Msg. No. 224 was deferred until Monday, April 23, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1678) recommending that the Senate advise and consent to the nominations of STEPHEN E. SMITH and JANE N. YAMASHIROYA to the Commission on Transportation, in accordance with Gov. Msg. No. 240.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1678 and Gov. Msg. No. 240 was deferred until Monday, April 23, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1679) recommending that the Senate advise and consent to the nominations of WILLIAM W. DAVES, RAMONA GREMAN, THOMAS L. JOAQUIN and DELBERT M. NISHIMOTO to the Advisory Board on Veterans' Services, in accordance with Gov. Msg. No. 242.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1679 and Gov. Msg. No. 242 was deferred until Monday, April 23, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1680) recommending that the Senate advise and consent to the nominations of KELVIN DANG, LYNN N. FALLIN and JOHN T. KAIZUKA to the State Highway Safety Council, in accordance with Gov. Msg. No. 252.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1680 and Gov. Msg. No. 252 was deferred until Monday, April 23, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1681) recommending that the Senate advise and consent to the nomination of VIT U. PATEL, M.D., to the Medical Advisory Board, in accordance with Gov. Msg. No. 258.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1681 and Gov. Msg. No. 258 was deferred until Monday, April 23, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1682) recommending that the Senate advise and consent to the nominations of ALISON M. DINGLEY, BART S. HUBER and THELMA C. NIP to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, in accordance with Gov. Msg. No. 228.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1682 and Gov. Msg. No. 228 was deferred until Monday, April 23, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1683) recommending that the Senate advise and consent to the nominations of COLETTE BROWNE, DR.P.H., ANTONE KAHAWAIOLAA, JR., and ARTHUR W. MARTIN to the Policy Advisory Board for Elder Affairs, in accordance with Gov. Msg. No. 229.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1683 and Gov. Msg. No. 229 was deferred until Monday, April 23, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1684) recommending that the Senate advise and consent to the nominations of JAMES S. MAEDA, BEVERLY I. TAKABA and ROBERT CONRAD, M.D., to the Emergency Medical Services Advisory Committee, in accordance with Gov. Msg. No. 232.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1684 and Gov. Msg. No. 232 was deferred until Monday, April 23, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1685) recommending that the Senate advise and consent to the nominations of RICHARD DE JOURNETT, M.D., STEVEN H. HOSAKA, W. PHILIP KAU, D.V.M., and HOLLY ENGEL WALTERS to the Radiologic Technology Board, in accordance with Gov. Msg. No. 235.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1685 and Gov. Msg. No. 235 was deferred until Monday, April 23, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1686) recommending that the Senate advise and consent to the nominations of FAYE W. KURREN and MAILE MEYER to the State Commission on the Status of Women, in accordance with Gov. Msg. No. 246.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1686 and Gov. Msg. No. 246 was deferred until Monday, April 23, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1687) recommending that the Senate advise and consent to the nominations of MICHAEL H. LYONS II and GEORGE F. MUKAI to the Board of Directors of the Hawai'i Health Systems Corporation, in accordance with Gov. Msg. No. 247.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1687 and Gov. Msg. No. 247 was deferred until Monday, April 23, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1688) recommending that the Senate advise and consent to the nominations of JOHN J. ING, LIBBY P. OSHIYAMA, GENEVIEVE A.L. KINNEY, PH.D., JANE Y. PANG and BARRY SHITAMOTO, M.D., and JULIA ORRICK ABBEN to the Board of Health, in accordance with Gov. Msg. No. 251.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1688 and Gov. Msg. No. 251 was deferred until Monday, April 23, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1689) recommending that the Senate advise and consent to the nominations of ROBIN S. CHOY, JENNIFER DUTRO, VICKY M. FOLLOWELL, PAULA HEIM, PAULA T. MORELLI, PH.D., ALBERT H. PEREZ, LESLIE ROSS, PH.D., and NANCY WRIGHT SLAIN to the State Council on Mental Health, in accordance with Gov. Msg. No. 260.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1689 and Gov. Msg. No. 260 was deferred until Monday, April 23, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1690) recommending that the Senate advise and consent to the nominations of P. ROY CATALANI, ISAAC FIESTA JR. and PETER YUKIMURA to the Land Use Commission, in accordance with Gov. Msg. No. 184.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1690 and Gov. Msg. No. 184 was deferred until Monday, April 23, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1691) recommending that the Senate advise and consent to the nominations of JAMES S. KOMETANI and ALLAN LOS BANOS, JR., to the Hawai'i Community Development Authority, in accordance with Gov. Msg. No. 234.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1691 and Gov. Msg. No. 234 was deferred until Monday, April 23, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1692) recommending that the Senate advise and consent to the nomination of ALLEN SOUZA to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, in accordance with Gov. Msg. No. 244.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1692 and Gov. Msg. No. 244 was deferred until Monday, April 23, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1693) recommending that the Senate advise and consent to the nominations of PASCUAL DABIS, ANNA C. KAOHELAULII, MICHAEL H. KIDO and SCOTT K. ROWLAND, PH.D., to the Natural Area Reserves System Commission, in accordance with Gov. Msg. No. 264.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1693 and Gov. Msg. No. 264 was deferred until Monday, April 23, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1694) recommending that the Senate advise and consent to the nominations of THOMAS DECOURCY, GEORGE W. MAIOHO, RICHARD WHEELER, ROBERT M. GRANGER, PH.D., and JOSEPH C. WAMPLER to the Molokai Irrigation System Water Users Advisory Board, in accordance with Gov. Msg. No. 261.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1694 and Gov. Msg. No. 261 was deferred until Monday, April 23, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1695) recommending that the Senate advise and consent to the nomination of HAROLD HART to the Board of Certification of Operating Personnel in Water Treatment Plants, in accordance with Gov. Msg. No. 245.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1695 and Gov. Msg. No. 245 was deferred until Monday, April 23, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No.

1696) recommending that the Senate advise and consent to the nominations of KELVIN K.F. CHING and DAVID D. HIGGINS to the Kaneohe Bay Regional Council, in accordance with Gov. Msg. No. 255.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1696 and Gov. Msg. No. 255 was deferred until Monday, April 23, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1697) recommending that the Senate advise and consent to the nominations of KATHRYN WHANG INOUE and TED K. YAMAMURA to the Board of Land and Natural Resources, in accordance with Gov. Msg. No. 256.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1697 and Gov. Msg. No. 256 was deferred until Monday, April 23, 2001.

At 11:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:56 o'clock a.m.

ORDER OF THE DAY

ADVISE AND CONSENT

MATTER DEFERRED FROM THURSDAY, APRIL 12, 2001

Stand. Com. Rep. No. 1575 (Gov. Msg. No. 114):

By unanimous consent, action on Stand. Com. Rep. No. 1575 and Gov. Msg. No. 114 was deferred until Wednesday, April 25, 2001.

ADVISE AND CONSENT

Stand. Com. Rep. No. 1671 (Gov. Msg. No. 153):

Senator Kanno moved that Stand. Com. Rep. No. 1671 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of RONALD T. HAJIME as Compact Administrator, State Council for Interstate Adult Offender Supervision, for a term of four years, seconded by Senator Matsuura.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1672 (Gov. Msg. No. 179):

Senator Kanno moved that Stand. Com. Rep. No. 1672 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate advise and consent to the nominations to the Civil Rights Commission of the following:

FAYE KENNEDY, term to expire June 30, 2003; and

HARRY YEE, term to expire June 30, 2005,

seconded by Senator Matsuura.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1673 (Gov. Msg. No. 180):

Senator Kanno moved that Stand. Com. Rep. No. 1673 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of LES S. IHARA to the Crime Victim Compensation Commission, term to expire June 30, 2005, seconded by Senator Matsuura.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1674 (Gov. Msg. No. 236):

Senator Kanno moved that Stand. Com. Rep. No. 1674 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate advise and consent to the nominations to the Board of Registration, Island of Hawai'i, of the following:

FRANCIS L. BENEVIDES SR., term to expire June 30, 2004; and

NEWTON INOUE, term to expire June 30, 2005,

seconded by Senator Matsuura.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1675 (Gov. Msg. No. 241):

Senator Kanno moved that Stand. Com. Rep. No. 1675 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of LANI LIU EWART to the Commission to Promote Uniform Legislation, term to expire June 30, 2005, seconded by Senator Matsuura.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1676 (Gov. Msg. No. 216):

Senator Kanno moved that Stand. Com. Rep. No. 1676 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of STEVEN S. ALM to the office of Judge, 2nd Division, Circuit Court of the First Circuit, in accordance with the provisions of Article VI, Section 3, of the

Hawaii State Constitution, for a term of ten years, seconded by Senator Matsuura.

Senator Kanno rose in support of the nominee and said:

“Mr. President, I rise in support of the nominee

“Mr. President, your Judiciary Committee received overwhelming testimony in support of the nominee, including support from a number of the chiefs of police and prosecutors from across the state, as well as the public defender and the dean of the William S. Richardson School of Law. The Hawaii State Bar Association subjected the nominee to rigorous review and evaluation before rating the nominee as ‘highly qualified’ for the position. That rating is the highest endorsement given by the HSBA for judicial appointment recommendations.

“The nominee received a Bachelor of Arts degree from the University of Hawaii, a Masters of Education degree from the University of Oregon, and a law degree from the McGeorge School of Law. He has been licensed to practice law in Hawaii since 1985. He has been an adjunct professor of law at the Richardson School of Law and a Deputy Prosecuting Attorney for the City and County of Honolulu. He is presently the United States Attorney for the District of Hawaii.

“Your Committee was impressed with the nominee’s involvement in the community, including his critical role with the Weed and Seed Program and the National Guard’s Youth Challenge Program.

“Mr. President, I urge my colleagues to support the nominee. Thank you.”

Senator Hanabusa rose to support the nomination as follows:

“Mr. President, I rise to speak in favor of this nomination.

“Mr. President, before I even contemplated running for office, being a politician, there was one politician that I would always stop to listen to – that was Mario Cuomo. I felt that he was probably one of the greatest orators of our time. After he left his governorship of New York, he wrote a book called The New York Idea: An Experiment in Democracy. This book was published in 1994 and it left an impression because Mario Cuomo was probably known for building the most prisons of any other governor. After he left his office, he contemplated and felt that may not have been the right thing to do.

“There’s a portion of that book that reminds me of Mr. Alm. It talks about, and this is quoting it, ‘The vast gap between federal and state responsibilities in the drug war has created a huge law enforcement problem at the state and local level. Where are you going to put all these people you’ve arrested? How do you cope with overcrowding? What is the best way to deal with them so that they won’t be re-arrested again for a similar drug crime? Until the federal government becomes a more active partner, New York, like other states, must cope on its own. A crucial strategy is to keep the infection of drugs from spreading into new territory.’

“What we have in Mr. Alm is someone who has filled this gap. I don’t believe we’ve had a U.S. Attorney who has taken such an active role or has invested in our community. The proof of that is the Weed and Seed Program.

“Mario Cuomo goes on in his book to say that there is yet another step, and that step is that once they become or they’re potentially incarcerated, how do we handle them? How do we stop this vicious cycle of drug addiction? How do we keep those who may be addicted, but not violent, from becoming

violent? We are fortunate because Mr. Alm, if he is confirmed by this body today, will go to the court. I believe that unlike many of his colleagues, Mr. Alm will not simply wear that black robe and, for those of us who may appear before him, sit high on the dais and look down upon us, but actually participate and be a voice in taking it to the next step. He will be able to address the concerns that Mario Cuomo raised to stop this vicious cycle.

“I think that we are very fortunate, and sometimes I wonder whether we should wonder why someone like Steve Alm would give up the opportunity to make the big bucks in private practice and do public service. But that’s to our benefit. And to have someone who has shown the independence and the ability to think of the community, to think about Weed and Seed, and now to serve in the next phase – the Judiciary – we are a very fortunate state.

“For that reason, I ask that my colleagues support this nomination. Thank you, Mr. President.”

Senator Kawamoto rose to speak in favor of the nominee and stated:

“Mr. President, I rise to speak in favor of this nominee.

“I’d be remiss not to acknowledge the fact that he chose God’s country to come and help us with our programs and ideas. He really did make a difference and we really appreciate the effort that is still being done on his behalf in God’s country.”

“I urge all my colleagues to vote ‘aye.’ Thank you.”

Senator Hemmings rose to support the nominee and said:

“Mr. President, I rise to speak in favor of the nominee.

“I did not read Mario Cuomo’s book, but in conversations with the nominee, I’m 100 percent convinced that he knows that sitting on the dais of a state court is that his job is going to be to administer the law in the fairest and most just manner possible. He demonstrated that as a prosecutor and in his public service years, and that’s the most we can ask out of a judge.

“I know that Steve Alm is going to be, above all, fair, nonpartisan, and impartial in making sure that justice is blind. And in doing it, I also know that he is not going to try to rewrite laws from the bench. He knows there is a separation of power and that responsibility is vested here on the Floors of these Chambers – the House and the Senate. Therefore, it is with great pleasure that I highly endorse his nomination to the First Circuit Court for a ten-year term.

“Thank you, Mr. President.”

Senator Slom rose to speak in favor of the nominee with reservations as follows:

“Mr. President, I rise to speak in favor of the nomination with reservations.

“I admire and respect Mr. Alm for many of the things that he has done. I think he has unquestioned integrity and a very strong work ethic. I think his community involvement is very diversified and very laudable. The Weed and Seed Program has been an excellent example and an excellent model for all of us, and I think Mr. Alm has represented the drug dealer’s worst nightmare in Hawaii. Those are all positive things.

"I did ask the nominee a number of questions in the Judiciary hearing the other day. I think the only problems and the only lingering doubts that I have, have to do with areas of corruption – white collar and government corruption in Hawaii – and a number of incidences that have been brought up where people in this state had gone to the state courts, the state judiciary, and felt that because it was so cozy, since many of the state judiciary people came from this very chamber or from another chamber across the hall, that they could not get an adequate hearing. So they sought relief from the federal government and from the U.S. Attorney's Office, and specifically in the area of government corruption, in the area of government self-dealing by public officials in this state, and in the area of voter irregularities and voter fraud. It didn't seem that anything was actually done and none of the cases were actually moved forward, even though there was an effort to jointly work together between the U.S. Attorney's Office and the Federal Bureau of Investigation.

"So, for these reasons, I do have lingering reservations. They are not severe or strong, as some of my colleagues have had on other bills. And, as I say, generally speaking, I think that Mr. Alm has done an excellent job and that he will make an excellent judge. So I give my support on those grounds.

"Thank you, Mr. President."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

At this time, Senator Kanno introduced Judge Alm to the members of the Senate. (Judge Alm, who was seated in the gallery, rose to be recognized.)

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:09 o'clock p.m.

FINAL READING

S.B. No. 1104, S.D. 1, H.D. 1:

On motion by Senator Matsuura, seconded by Senator Kanno and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1104, S.D. 1, and S.B. No. 1104, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

RE-REFERRAL OF GOVERNOR'S MESSAGE

The Chair re-referred the following governor's message that was received:

Governor's
Message Referred to:

No. 295 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs

Senator Ihara rose on a point of personal privilege as follows:

"Mr. President, I rise for a point of personal privilege.

"Mr. President, there was a piece today in this morning's Advertiser by five of our newest Senators on budget worksheets. First of all, I'd like to acknowledge and thank the Senate leadership and the WAM Chair for finally publishing the worksheets on the Internet. I wanted to say that I agree with your sentiment that the worksheets should have been made public in 1999 when . . . I'm not sure if they sought that back then, but . . . and while I was Majority Leader, we should have done it back then and we didn't. I'm glad that the leadership has done it finally. I applaud the five Senators for their efforts back in 1999 for opening up the legislative process.

"Finally, I want to encourage these Senators and leadership to continue their good work in pro-democracy efforts to reform the legislative process – for example, in putting the public hearing testimony on the Internet as well as webcasting all of our legislative proceedings from our capitol conference rooms on the Internet, which is a very easy matter to do. Maybe in the future that can be done.

"Thank you again for the leadership and WAM Chair."

Senator Kim, Chair of the Committee on Tourism and Intergovernmental Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.C.R. No. 50, and the Chair granted the waiver.

Senator Chun Oakland rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"I also wanted to acknowledge and celebrate the openness of the budget worksheets. I believe, along with Senator Ihara and many of the Senators who also were House members, we've been very strong advocates of this. I just wanted to acknowledge my colleague from Kaimuki who has been advocating for this for many years.

"Thank you."

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1341, S.D. 1 (H.D. 1):

Senator Kawamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1341, S.D. 1, seconded by Senator Fukunaga and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1341, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 4 (Kawamoto, Fukunaga, Kanno, Inouye). Noes, none. Excused, 1 (Hemmings).

Senator Kawamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 1341, S.D. 1, seconded by Senator Fukunaga.

Senator Kawamoto explained:

"Mr. President, the House deleted a proposal requiring state ID applicants to comply with this bill because the Attorney

General's Office needed more time to work out the difficulties that this proposal presented."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1341, S.D. 1, and S.B. No. 1341, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNITED STATES SELECTIVE SERVICE SYSTEM," was placed on the calendar for Final Reading on Monday, April 23, 2001.

S.B. No. 212, S.D. 1 (H.D. 1):

Senator Kawamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 212, S.D. 1, seconded by Senator Fukunaga and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 212, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Kawamoto, Kanno, Fukunaga). Noes, none. Excused, 2 (Buen, Hemmings).

Senator Kawamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 212, S.D. 1, seconded by Senator Fukunaga.

Senator Kawamoto then noted:

"Mr. President, the House made technical and non-substantive amendments."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 212, S.D. 1, and S.B. No. 212, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY INSTRUCTION PERMIT," was placed on the calendar for Final Reading on Monday, April 23, 2001.

ADJOURNMENT

At 12:18 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, April 23, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-FOURTH DAY

Monday, April 23, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Larry Engel, The Waianae Seventh-day Adventist Church, after which the Roll was called showing all Senators present with the exception of Senator Ige who was excused.

The President announced that he had read and approved the Journal of the Fifty-Third Day.

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 316, dated April 9, 2001, transmitting the Community-Based Economic Development Annual Report for Fiscal Year Ending June 30, 2000, was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 609 to 615) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 609, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 588, H.D. 1, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 588, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on April 19, 2001, was placed on file.

Hse. Com. No. 610, returning S.C.R. No. 19, which was adopted by the House of Representatives on April 20, 2001, was placed on file.

Hse. Com. No. 611, returning S.C.R. No. 26, S.D. 1, which was adopted by the House of Representatives on April 20, 2001, was placed on file.

Hse. Com. No. 612, returning S.C.R. No. 124, S.D. 1, which was adopted by the House of Representatives on April 20, 2001, was placed on file.

Hse. Com. No. 613, returning S.C.R. No. 85, which was adopted by the House of Representatives on April 20, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 85, and requested a conference on the subject matter thereof.

Hse. Com. No. 614, returning S.C.R. No. 129, S.D. 1, which was adopted by the House of Representatives on April 20, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments

proposed by the House to S.C.R. No. 129, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 615, returning S.C.R. No. 136, S.D. 1, which was adopted by the House of Representatives on April 20, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 136, S.D. 1, and requested a conference on the subject matter thereof.

CONFERENCE COMMITTEE REPORT

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1193, S.D. 1, presented a report (Conf. Com. Rep. No. 1) recommending that S.B. No. 1193, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 1 and S.B. No. 1193, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1698) recommending that H.B. No. 1118, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1698 and H.B. No. 1118, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," was deferred until Wednesday, April 25, 2001.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1699) recommending that S.R. No. 15 be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 15, entitled: "SENATE RESOLUTION REQUESTING THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO REVIVE ITS PROPOSAL FOR THE REACTIVATION OF THE NOPI O PUNA RESEARCH CENTER," was adopted.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1700) recommending that H.C.R. No. 64, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 64, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO ENACT STRONGER ENERGY POLICIES THAT WILL IMPROVE ENERGY EFFICIENCY, DEVELOP AND ENCOURAGE RENEWABLE ENERGY, REDUCE GASOLINE CONSUMPTION FOR TRANSPORTATION, AND SWITCH FROM FOSSIL FUELS TO ALTERNATIVE FUELS," was adopted.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1701) recommending that H.C.R. No. 122, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 122, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PRELIMINARY ASSESSMENT OF ENERGY SUSTAINABILITY IN HAWAII," was adopted.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1702) recommending that H.C.R. No. 87, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 87, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE U.S. CONGRESS AND THE U.S. DEPARTMENT OF AGRICULTURE TO ESTABLISH AND FUND A U.S. DEPARTMENT OF AGRICULTURE - PACIFIC BASIN AGRICULTURAL RESEARCH CENTER - MANAGED CACAO GERMPASM CENTER IN HAWAII," was adopted.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1703) recommending that H.C.R. No. 56 be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 56, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REEVALUATE THE BOUNDARIES OF THE HILO BAY RECREATIONAL THRILL CRAFT ZONE," was adopted.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No. 1704) recommending that H.C.R. No. 95, H.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 95, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE FUTURE PRESERVATION OF MAHA'ULEPU," was adopted.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1705) recommending that H.C.R. No. 23, H.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 23, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING FEDERAL SUPPORT OF HAWAIIAN SELF-GOVERNANCE," was adopted.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1706) recommending that H.C.R. No. 54 be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE STATUS OF THE NATIVE HAWAIIAN REHABILITATION FUND," was adopted.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1707) recommending that H.C.R. No. 75, H.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 75, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO NEGOTIATE WITH KAMEHAMEHA SCHOOLS, BISHOP MUSEUM, AND THE OFFICE OF HAWAIIAN AFFAIRS TO LEASE KALIHI VALLEY NATURE PARK FOR A NATIVE HAWAIIAN EDUCATION CENTER," was adopted.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1708) recommending that H.C.R. No. 125 be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 125, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING PROJECT KA HALE PONO'S PETITION TO THE DEPARTMENT OF HAWAIIAN HOME LANDS FOR A PARCEL OF LAND TO BUILD A YOUTH CENTER," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1709) recommending that H.C.R. No. 33, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 33, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO CREATE A PROGRAM THAT WILL FACILITATE THE VOLUNTARY PARTICIPATION OF HIGH SCHOOL STUDENTS IN COMMUNITY SERVICE, WORK EXPERIENCE, OR SERVICE LEARNING," was adopted.

Senator Sakamoto, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 1710) recommending that H.C.R. No. 91 be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.C.R. No. 91, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF THE COMPREHENSIVE STUDENT SUPPORT SYSTEM OF THE DEPARTMENT OF EDUCATION," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1711) recommending that H.C.R. No. 100, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 100, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONTINUE TO OVERSEE, ON THE LEGISLATURE'S BEHALF, THE STATE'S EFFORTS TO PROVIDE EFFECTIVE SERVICES TO FELIX CLASS CHILDREN," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1712) recommending that H.C.R. No. 163, H.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 163, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD AND DEPARTMENT OF EDUCATION TO REEVALUATE READING GOALS FOR STUDENTS IN HAWAII'S PUBLIC SCHOOLS AND INCREASE SYSTEM ACCOUNTABILITY FOR ATTAINING THOSE GOALS," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1713) recommending that H.C.R. No. 161, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 161, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION, IN CONJUNCTION WITH THE KAMEHAMEHA SCHOOLS, TO JOINTLY CONDUCT A FEASIBILITY STUDY ON ESTABLISHING A RESOURCE CENTER FOR STUDENTS, PARENTS AND TEACHERS ON THE ISLAND OF KAUAI," was adopted.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1714) recommending that H.C.R. No. 50 be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 50, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING EQUAL TREATMENT FOR JAPANESE LATIN AMERICANS INTERNED IN THE UNITED STATES DURING WORLD WAR II," was adopted.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1715) recommending that H.C.R. No. 89, H.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 89, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO CONVENE A TASK FORCE TO STUDY SAFE ACCESS TO VIEW AND LEARN ABOUT HAWAII VOLCANOES," was adopted.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1716) recommending that H.C.R. No. 88, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 88, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE TO CONSIDER HOW THE HILO AREA CAN MAXIMIZE THE ECONOMIC OPPORTUNITIES PRESENTED BY THE CRUISE INDUSTRY," was adopted.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1717) recommending that H.C.R. No. 115, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 115, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE

PACIFIC BASIN ECONOMIC COUNCIL AND ENCOURAGING EFFORTS TO HOLD THE 34TH INTERNATIONAL GENERAL MEETING IN HAWAII," was adopted.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1718) recommending that H.C.R. No. 182, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 182, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF AN EXPERIMENTAL SWORDFISH FISHERY TO ADOPT ALTERNATIVE TURTLE MITIGATION MEASURES AND AVOID ADVERSE ECONOMIC IMPACT," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1719) recommending that H.C.R. No. 71, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 71, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND COMMENDING THE WORK OF ISLAND TENANTS ON THE RISE FOR THEIR CONTINUING EFFORTS TO BRING LOW-INCOME PEOPLE INTO ACTIVE PARTICIPATION IN THE DEMOCRATIC PROCESS," was adopted.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1720) recommending that H.C.R. No. 129, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 129, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO ESTABLISH A JOINT LEGISLATIVE ADVISORY PANEL TO REVIEW MANDATED HEALTH INSURANCE BENEFITS, EXPANSION OF HEALTH CARE PROVIDERS, AND HEALTH CARE REGULATION," was adopted.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1721) recommending that H.C.R. No. 151, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 151, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE DEPARTMENTS OF HEALTH, AGRICULTURE, AND EDUCATION TO PROMOTE HEALTHY EATING AND FURTHER URGE THE DEPARTMENT OF EDUCATION TO CONSIDER OFFERING FRUIT JUICES, MILK, AND BOTTLED WATER IN SOFTDRINK VENDING MACHINES ON PUBLIC SCHOOL CAMPUSES," was adopted.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1722) recommending that the Senate advise and consent to the nominations of COLETTE P. MACHADO and CRAIG NEFF to the Kaho'olawe Island Reserve Commission, in accordance with Gov. Msg. No. 254.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1722 and Gov. Msg. No. 254 was deferred until Tuesday, April 24, 2001.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1677 (Gov. Msg. No. 224):

Senator Kawamoto moved that Stand. Com. Rep. No. 1677 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Kawamoto then moved that the Senate advise and consent to the nomination of LINDA C. TSEU to the Civil Defense Advisory Council, term to expire June 30, 2005, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1678 (Gov. Msg. No. 240):

Senator Kawamoto moved that Stand. Com. Rep. No. 1678 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Kawamoto then moved that the Senate advise and consent to the nominations to the Commission on Transportation of the following:

STEPHEN E. SMITH, term to expire June 30, 2004; and

JANE N. YAMASHIROYA, term to expire June 30, 2005,

seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1679 (Gov. Msg. No. 242):

Senator Kawamoto moved that Stand. Com. Rep. No. 1679 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Kawamoto then moved that the Senate advise and consent to the nominations to the Advisory Board on Veterans' Services of the following:

WILLIAM W. DAVES, terms to expire June 30, 2001, and June 30, 2005; and

RAMONA GREMAN, THOMAS L. JOAQUIN and DELBERT M. NISHIMOTO, terms to expire June 30, 2005,

seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1680 (Gov. Msg. No. 252):

Senator Kawamoto moved that Stand. Com. Rep. No. 1680 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Kawamoto then moved that the Senate advise and consent to the nominations of KELVIN DANG, LYNN N. FALLIN and JOHN T. KAIZUKA to the State Highway Safety Council, terms to expire June 30, 2005, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1681 (Gov. Msg. No. 258):

Senator Kawamoto moved that Stand. Com. Rep. No. 1681 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Kawamoto then moved that the Senate advise and consent to the nomination of VIT U. PATEL, M.D., to the Medical Advisory Board, term to expire June 30, 2005, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1682 (Gov. Msg. No. 228):

Senator Matsuura moved that Stand. Com. Rep. No. 1682 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations of ALISON M. DINGLEY, BART S. HUBER and THELMA C. NIP to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, terms to expire June 30, 2005, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1683 (Gov. Msg. No. 229):

Senator Matsuura moved that Stand. Com. Rep. No. 1683 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations of COLETTE BROWNE, DR.P.H., ANTONE KAHAWAIOLAA, JR., and ARTHUR W. MARTIN to the Policy Advisory Board for Elder Affairs, terms to expire June 30, 2005, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1684 (Gov. Msg. No. 232):

Senator Matsuura moved that Stand. Com. Rep. No. 1684 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the Emergency Medical Services Advisory Committee of the following:

JAMES S. MAEDA, term to expire June 30, 2003;

BEVERLY I. TAKABA, term to expire June 30, 2004; and

ROBERT CONRAD, M.D., term to expire June 30, 2005,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1685 (Gov. Msg. No. 235):

Senator Matsuura moved that Stand. Com. Rep. No. 1685 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations of RICHARD DE JOURNETT, M.D., STEVEN H. HOSAKA, W. PHILIP KAU, D.V.M., and HOLLY ENGEL WALTERS to the Radiologic Technology Board, terms to expire June 30, 2005, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1686 (Gov. Msg. No. 246):

Senator Matsuura moved that Stand. Com. Rep. No. 1686 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations of FAYE W. KURREN and MAILE MEYER to the State Commission on the Status of Women, terms to expire June 30, 2005, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1687 (Gov. Msg. No. 247):

Senator Matsuura moved that Stand. Com. Rep. No. 1687 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations of MICHAEL H. LYONS II and GEORGE F. MUKAI to the Board of Directors of the Hawai'i Health Systems Corporation, terms to expire June 30, 2005, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1688 (Gov. Msg. No. 251):

Senator Matsuura moved that Stand. Com. Rep. No. 1688 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the Board of Health of the following:

JOHN J. ING, term to expire June 30, 2002;

LIBBY P. OSHIYAMA, term to expire June 30, 2003;

GENEVIEVE A.L. KINNEY, PH.D., JANE Y. PANG and BARRY SHITAMOTO, M.D., terms to expire June 30, 2004; and

JULIA ORRICK ABBEN, term to expire June 30, 2005,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1689 (Gov. Msg. No. 260):

Senator Matsuura moved that Stand. Com. Rep. No. 1689 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the State Council on Mental Health of the following:

ROBIN S. CHOY and JENNIFER DUTRO, terms to expire June 30, 2004; and

VICKY M. FOLLOWELL, PAULA HEIM, PAULA T. MORELLI, PH.D., ALBERT H. PEREZ, LESLIE ROSS, PH.D., and NANCY WRIGHT SLAIN, terms to expire June 30, 2005,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1690 (Gov. Msg. No. 184):

Senator Inouye moved that Stand. Com. Rep. No. 1690 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations of P. ROY CATALANI, ISAAC FIESTA JR. and PETER YUKIMURA to the Land Use Commission, terms to expire June 30, 2005, seconded by Senator Chun Oakland.

At this time, Senator Inouye rose in support and said:

"Mr. President, I speak in support of Stand. Com. Rep. Nos. 1690, 1691, 1692, 1693, 1694, 1695, 1696, and 1697.

"As Chair of the Committee on Water, Land, Energy, and Environment, we support all the governor's messages as stated. Thank you."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1691 (Gov. Msg. No. 234):

Senator Inouye moved that Stand. Com. Rep. No. 1691 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations to the Hawai'i Community Development Authority of the following:

JAMES S. KOMETANI, term to expire June 30, 2002; and

ALLAN LOS BANOS, JR., term to expire June 30, 2005,

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1692 (Gov. Msg. No. 244):

Senator Inouye moved that Stand. Com. Rep. No. 1692 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of ALLEN SOUZA to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, term to expire June 30, 2005, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1693 (Gov. Msg. No. 264):

Senator Inouye moved that Stand. Com. Rep. No. 1693 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations of PASCUAL DABIS, ANNA C. KAOHELAULII, MICHAEL H. KIDO and SCOTT K. ROWLAND, PH.D., to the Natural Area Reserves System Commission, terms to expire June 30, 2005, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1694 (Gov. Msg. No. 261):

Senator Inouye moved that Stand. Com. Rep. No. 1694 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations to the Molokai Irrigation System Water Users Advisory Board of the following:

THOMAS DECOURCY and GEORGE W. MAIOHO, terms to expire June 30, 2003;

RICHARD WHEELER, term to expire June 30, 2004; and

ROBERT M. GRANGER, PH.D., and JOSEPH C. WAMPLER, terms to expire June 30, 2005,

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1695 (Gov. Msg. No. 245):

Senator Inouye moved that Stand. Com. Rep. No. 1695 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of HAROLD HART to the Board of Certification of Operating Personnel in Water Treatment Plants, term to expire June 30, 2005, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1696 (Gov. Msg. No. 255):

Senator Inouye moved that Stand. Com. Rep. No. 1696 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations of KELVIN K.F. CHING and DAVID D. HIGGINS to the Kaneohe Bay Regional Council, terms to expire June 30, 2005, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

Stand. Com. Rep. No. 1697 (Gov. Msg. No. 256):

Senator Inouye moved that Stand. Com. Rep. No. 1697 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations of KATHRYN WHANG INOUE and TED K. YAMAMURA to the Board of Land and Natural Resources, terms to expire June 30, 2005, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

FINAL READING

S.B. No. 212, S.D. 1, H.D. 1:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 212, S.D. 1, and S.B. No. 212, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY INSTRUCTION PERMIT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

S.B. No. 1341, S.D. 1, H.D. 1:

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1341, S.D. 1, and S.B. No. 1341, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNITED STATES SELECTIVE SERVICE SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

RE-REFERRAL OF SENATE RESOLUTIONS

The Chair re-referred the following resolutions that were offered:

Senate Resolution	Referred to:
No. 75	Committee on Economic Development and Technology
No. 100	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment

At 12:03 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:09 o'clock p.m.

SENATE RESOLUTION

The following resolution (S.R. No. 104) was read by the Clerk and was disposed of as follows:

Senate Resolution

No. 104 "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE OF THE TWENTY-FIRST LEGISLATURE OF THE STATE OF HAWAII, 2001-2002."

Offered by: Senators Ihara, Chumbley, Chun Oakland, Matsunaga, Ige, Fukunaga.

By unanimous consent, action on S.R. No. 104 was deferred until Tuesday, April 24, 2001.

At 12:10 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:13 o'clock p.m.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 982 (H.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the

amendments proposed by the House to S.B. No. 982, seconded by Senator Hanabusa and carried.

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 982, seconded by Senator Hanabusa.

Senator Taniguchi noted:

"Mr. President, this is an emergency appropriation request that was requested by the Governor and relates to the state irrigation program."

Senator Slom rose to speak with reservations and said:

"Mr. President, please permit me to make a statement on this in support with reservations of these bills.

"We've been told that we have emergency appropriations all the time and my definition of an emergency is something that has come up that reasonable people could not have anticipated. All of these things that we're discussing today and we're reconsidering today we have talked about before, we have considered them before. And while some of them may be very worthy, to call them emergency and to continue to budget this way and to pass legislation with emergency shows a lack of planning, it shows a lack of fiscal restraint.

"In addition to that, we have a problem because our State Constitution has an expenditure level. I noticed that in the change for the House drafts, the language referring to the exceeding of the state expenditure level has been removed. It is not discussed in these bills.

"In addition to that, all of the measures are required to disclose what the emergency conditions are and what the urgency is that requires us to act in an emergency fashion and none of these bills really do that. So we're asked again to spend millions upon millions of dollars when the real emergency that we can see is up in the gallery and outside in the front and we don't settle that.

"So, Mr. President, I will be voting for these bills with reservations because I know that many of them are Felix related. But even here again, for the first time we have questioned how the expenditures are being monitored and accounted for under Felix. We need to do a much better job and that really is the basis for whether or not we have money for other priorities.

"Thank you."

At 12:17 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:18 o'clock p.m.

Senator Taniguchi rose in rebuttal as follows:

"Mr. President, just a short rebuttal.

"I think the Senator from Hawaii Kai is aware or he should be aware that when we talk about emergency, emergency is a term that means that the monies that we're appropriating will be used in the current biennia, not in the future one. Therefore, that's the term and it has to come from the Governor. That's why it's an emergency.

"Thank you."

The motion was put by the Chair and carried.

Senator Taniguchi then moved that S.B. No. 982, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Hemmings rose with reservations and said:

"Mr. President, reservations. I share the similar concerns as articulated by the Senator from east Oahu. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 982 and S.B. No. 982, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE STATE IRRIGATION PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

S.B. No. 1084, S.D. 2 (H.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1084, S.D. 2, seconded by Senator Hanabusa and carried.

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1084, S.D. 2, seconded by Senator Hanabusa.

Senator Taniguchi then noted:

"Mr. President, this is an emergency appropriation request that was requested by the Governor and relates to Felix."

The motion was put by the Chair and carried.

Senator Taniguchi then moved that S.B. No. 1084, S.D. 2, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Hogue rose with reservations as follows:

"Mr. President, I also rise in support with reservations.

"I think I understand the volatility of the issue right now before us regarding emergency appropriations for Felix but there are so many concerns out there regarding reporting, accountability, and communication between the departments. I applaud the Legislature's efforts to set up some sort of investigative task force on this particular issue, but we are not there yet. The numbers have changed too many times throughout this Session and we need to look at the process.

"Therefore, I will be voting with reservations. Thank you."

Senator Hemmings then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1084, S.D. 2, and S.B. No. 1084, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION," having been read

throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

S.B. No. 1106, S.D. 1 (H.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1106, S.D. 1, seconded by Senator Hanabusa and carried.

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1106, S.D. 1, seconded by Senator Hanabusa.

Senator Taniguchi then noted:

"Mr. President, this is an emergency appropriation request that was requested by the Governor and relates to Felix."

The motion was put by the Chair and carried.

Senator Taniguchi then moved that S.B. No. 1106, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senators Slom, Hemmings and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1106, S.D. 1, and S.B. No. 1106, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

S.B. No. 1114 (H.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1114, seconded by Senator Hanabusa and carried.

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1114, seconded by Senator Hanabusa.

Senator Taniguchi then noted:

"Mr. President, this is an emergency appropriation request that was requested by the Governor and relates to Felix."

The motion was put by the Chair and carried.

Senator Taniguchi then moved that S.B. No. 1114, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senators Slom, Hemmings and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1114 and S.B. No. 1114, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES," having been

read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

S.B. No. 1127, S.D. 1 (H.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1127, S.D. 1, seconded by Senator Hanabusa and carried.

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1127, S.D. 1, seconded by Senator Hanabusa.

Senator Taniguchi then noted:

“Mr. President, this is an emergency appropriation request that was requested by the Governor and relates to Felix.”

The motion was put by the Chair and carried.

Senator Taniguchi then moved that S.B. No. 1127, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senators Slom, Hemmings and Hogue requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1127, S.D. 1, and S.B. No. 1127, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE CHILD AND ADOLESCENT MENTAL HEALTH DIVISION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ige).

S.B. No. 1142 (H.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1142, seconded by Senator Hanabusa and carried.

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1142, seconded by Senator Hanabusa.

Senator Taniguchi then noted:

“Mr. President, this is an emergency appropriation request that was requested by the Governor and relates to Felix.”

The motion was put by the Chair and carried.

Senator Taniguchi then moved that S.B. No. 1142, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senators Slom, Hemmings and Hogue requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1142 and S.B. No. 1142, H.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EARLY INTERVENTION SERVICES,” having been read

throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Kanno).

DISCHARGE OF A CONFERE

H.B. No. 1245, H.D. 1 (S.D. 1):

The President discharged Senator Hemmings as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 1245, H.D. 1.

ADJOURNMENT

At 12:23 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, April 24, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-FIFTH DAY

Tuesday, April 24, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Father Patrick Freitas, St. Philomena Parish, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fifty-Fourth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 616 to 657) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 616, informing the Senate that the Speaker on April 23, 2001, appointed Representatives Arakaki, Ito, Kawakami, co-chairs, Yonamine, Djou, Stonebraker as managers on the part of the House for the consideration of amendments proposed by the House to S.B. No. 1535, S.D. 2 (H.D. 1), was placed on file.

Hse. Com. No. 617, returning S.B. No. 797, which passed Third Reading in the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 618, returning S.C.R. No. 13, S.D. 2, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 619, returning S.C.R. No. 20, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 620, returning S.C.R. No. 24, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 621, returning S.C.R. No. 34, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 622, returning S.C.R. No. 35, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 623, returning S.C.R. No. 43, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 624, returning S.C.R. No. 92, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 625, returning S.C.R. No. 93, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 626, returning S.C.R. No. 94, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 627, returning S.C.R. No. 96, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 628, returning S.C.R. No. 97, S.D. 2, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 629, returning S.C.R. No. 107, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 630, returning S.C.R. No. 120, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 631, returning S.C.R. No. 121, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 632, returning S.C.R. No. 130, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 633, returning S.C.R. No. 133, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 634, returning S.C.R. No. 139, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 635, returning S.C.R. No. 146, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 636, returning S.C.R. No. 147, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 637, returning S.C.R. No. 149, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 638, returning S.C.R. No. 153, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 639, returning S.C.R. No. 159, which was adopted by the House of Representatives on April 23, 2001, was placed on file.

Hse. Com. No. 640, returning S.C.R. No. 7, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 7, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 641, returning S.C.R. No. 15, which was adopted by the House of Representatives on April 23, 2001, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments

Hse. Com. No. 649, returning S.C.R. No. 65, S.D. 1, which was adopted by the House of Representatives on April 23, 2001, in an amended form, was placed on file.

Hse. Com. No. 657, informing the Senate that the House reconsidered its actions taken in disagreeing to the amendments made by the Senate to the following House bills and the

amendments proposed by the Senate were agreed to by the House and said bills passed Final Reading in the House of Representatives on April 23, 2001:

H.B. No. 628, S.D. 1; and
H.B. No. 654, H.D. 1, S.D. 1,

was placed on file.

CONFERENCE COMMITTEE REPORT

Senator Chun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 986, S.D. 1, presented a report (Conf. Com. Rep. No. 2) recommending that S.B. No. 986, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 2 and S.B. No. 986, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1723) recommending that H.B. No. 567 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 567, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1724) recommending that H.B. No. 715 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 715, entitled: "A BILL FOR AN ACT RELATING TO THE INTEGRATED TAX INFORMATION MANAGEMENT SYSTEMS ACQUISITION BY THE DEPARTMENT OF TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1725) recommending that H.B. No. 144 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1725 and H.B. No. 144, entitled: "A BILL FOR AN ACT RELATING TO KAHOLAWE ISLAND RESERVE," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1726) recommending that H.B. No. 444, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1726 and H.B. No. 444, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1727) recommending that H.B. No. 505, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1727 and H.B. No. 505, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1728) recommending that H.B. No. 508 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1728 and H.B. No. 508, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION PROJECTS," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1729) recommending that H.B. No. 540, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1729 and H.B. No. 540, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1730) recommending that H.B. No. 544, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1730 and H.B. No. 544, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1731) recommending that H.B. No. 545 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1731 and H.B. No. 545, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1732) recommending that H.B. No. 564, H.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1732 and H.B. No. 564, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1733) recommending that H.B. No. 565, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1733 and H.B. No. 565, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1734) recommending that H.B. No. 611, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1734 and H.B. No. 611, H.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1735) recommending that H.B. No. 612, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1735 and H.B. No. 612, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1736) recommending that H.B. No. 647, H.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1736 and H.B. No. 647, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1737) recommending that H.B. No. 670, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1737 and H.B. No. 670, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1738) recommending that H.B. No. 676, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1738 and H.B. No. 676, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1739) recommending that H.B. No. 708 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1739 and H.B. No. 708, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1740) recommending that H.B. No. 869 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1740 and H.B. No. 869, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," was deferred until Wednesday, April 25, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1741) recommending that H.B. No. 693 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1741 and H.B. No. 693, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," was deferred until Wednesday, April 25, 2001.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com.

Rep. No. 1742) recommending that the Senate advise and consent to the nomination of DAVID H. GLEASON to the Board of Directors, Hawai'i Tourism Authority, in accordance with Gov. Msg. No. 165.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1742 and Gov. Msg. No. 165 was deferred until Wednesday, April 25, 2001.

Senator Kim, for the Committee on Tourism and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1743) recommending that the Senate advise and consent to the nomination of SHELLY R. COBB to the King Kamehameha Celebration Commission, in accordance with Gov. Msg. No. 169.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1743 and Gov. Msg. No. 169 was deferred until Wednesday, April 25, 2001.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1744) recommending that the Senate advise and consent to the nomination of CHAMP S. ONO to the Civil Service Commission, in accordance with Gov. Msg. No. 276.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1744 and Gov. Msg. No. 276 was deferred until Wednesday, April 25, 2001.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1745) recommending that the Senate advise and consent to the nominations of GLADYS C. BAISA, MAMO P. CUMMINGS, SUSAN AU DOYLE and ALAN L. GARSON, ED.D., to the Hawai'i Workforce Development Council, in accordance with Gov. Msg. No. 297.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1745 and Gov. Msg. No. 297 was deferred until Wednesday, April 25, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1746) recommending that the Senate advise and consent to the nominations of KENNETH C.C. CHANG, MARIE E. KIMMEY, AIA, STERLING KRYSLER, NORMAN F. OLESEN and KRISTINE PAGANO to the Disability and Communication Access Board, in accordance with Gov. Msg. No. 277.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1746 and Gov. Msg. No. 277 was deferred until Wednesday, April 25, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1747) recommending that the Senate advise and consent to the nominations of WILLIAM D. O'CONNOR, TERRI FUJII, MARK H. YAMAKAWA, WILLIAM "SPEEDY" BAILEY, LILI BRYAN-CONANT, JESS DAVID CURB, M.D., KATHLEEN DELAHANTY, SUSAN K. FORBES, DR.P.H., JOANNE H. KEALOHA, PETER C. LEWIS, SARAJEAN A. TOKUNAGA and SABRINA R. TOMA to the Statewide Health Coordinating Council, in accordance with Gov. Msg. No. 283.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1747 and Gov. Msg. No. 283 was deferred until Wednesday, April 25, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1748) recommending that the Senate advise and consent to the nominations of TERRI FUJII, MARY DIXON, DEBORAH K. MORIKAWA and DONN TAKAKI to the Honolulu Subarea Health Planning Council, in accordance with Gov. Msg. No. 284.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1748 and Gov. Msg. No. 284 was deferred until Wednesday, April 25, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1749) recommending that the Senate advise and consent to the nominations of LANCE K. SEGAWA, CREIGHTON LIU, MARY ANN PYUN and BRAD GERALD WHITE to the West Oahu Subarea Health Planning Council, in accordance with Gov. Msg. No. 285.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1749 and Gov. Msg. No. 285 was deferred until Wednesday, April 25, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1750) recommending that the Senate advise and consent to the nominations of BARBARA J. PENNIAL and JULIA E. THORNTON to the Windward Oahu Subarea Health Planning Council, in accordance with Gov. Msg. No. 286.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1750 and Gov. Msg. No. 286 was deferred until Wednesday, April 25, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1751) recommending that the Senate advise and consent to the nominations of LESLIE SOOK-HEE CHOW, WAYNE S. HIGAKI, KERRY A.K. INOUE, LESTER M. INOUE, KARLSON PUNG and JULIETTE M. TULANG to the Hawai'i County Subarea Health Planning Council, in accordance with Gov. Msg. No. 287.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1751 and Gov. Msg. No. 287 was deferred until Wednesday, April 25, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1752) recommending that the Senate advise and consent to the nominations of ELDRED KAGAWA, ALAN R. KIMURA, ZACHARY OCTAVIO, TRINIDAD RAVAL, THOMAS W. RITA, MAXINE M. CORREA and KATHERINE H.J. GOO to the Kauai County Subarea Health Planning Council, in accordance with Gov. Msg. No. 288.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1752 and Gov. Msg. No. 288 was deferred until Wednesday, April 25, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1753) recommending that the Senate advise and consent to the nominations of WILLIAM F. STATON, THOMAS R. FITZGERALD, JR., and PATRICIA MARY RAFFETTO to the Maui County Subarea Health Planning Council, in accordance with Gov. Msg. No. 289.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1753 and Gov. Msg. No. 289 was deferred until Wednesday, April 25, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1754) recommending that the Senate advise and consent to the nominations of ORALIE DELGADO CARTER, ANN COLLINS, THOMAS G. NELSON, KIYOKO K. NITZ, PH.D., PAUL K. HIGA, LANI L. BARTHOLOMEW, PATRICIA HEU, M.D., CINDY OGATA, MARK F. ROMOSER and MARK YASUO YABUI to the State Planning Council on Developmental Disabilities, in accordance with Gov. Msg. No. 304.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1754 and Gov. Msg. No. 304 was deferred until Wednesday, April 25, 2001.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1755) recommending that the Senate advise and consent to the nominations of CARLTON L. AGENA, CLYDE M. FUJIKAWA and CARL T. MASAKI to the Advisory Committee on Pesticides, in accordance with Gov. Msg. No. 268.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1755 and Gov. Msg. No. 268 was deferred until Wednesday, April 25, 2001.

ORDER OF THE DAY

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM MONDAY, APRIL 23, 2001

S.R. No. 104:

Senator Ihara moved that S.R. No. 104 be adopted, seconded by Senator Chun Oakland.

Senator Ihara rose in support of the measure and said:

"Mr. President, I rise in support of S.R. No. 104.

"Mr. President, S.R. No. 104 seeks to amend the Rules of the Senate. If adopted, it would nullify any Conference procedure that adds or detracts from Senate Rule 23 (3), which requires only a majority vote to report a bill from a Conference Committee. Adoption of this resolution would, in effect, repeal the Conference procedures amendment of April 12 that gives a single Chair veto power over legislation even when all other Committee members support the bill.

"Why is it important to repeal the new Conference Chair veto rule? Because this Chair veto power is two giant steps backwards from the open legislative reforms instituted in recent Sessions. Giant step backward number one is the return to the decades-old political chieftain system that existed before 1997 almost exclusively in the Senate. In this system, Majority Senators acted as king or queen of the committee they chaired. Each chair had single and ultimate authority in their committee jurisdictions because all the chairs agreed and benefited from this set up. But the 'chair is god' system, along with bizarre public behavior ended abruptly in 1997 when a power sharing system of co-chairs was installed. This power sharing system worked best when chairs collaborated because no longer could a single chair act alone. The new conference chair veto power rule or procedure, as it's called, would reverse this direction. Rather than power sharing politics, it would return chairs to the

exalted status of having life or death super powers over legislation. This we should not do.

"Giant step backwards number two is a giant step backwards from the pro-democracy reforms achieved only last Session in Conference Committees and only after a fight to make it happen. This was in the 2000 Legislative Session. Incredibly, it took 15 years for the State House to conduct its committee decision-making in public while the Senate started even later in 1995 finally bringing the Legislature in compliance with a 1978 adopted open voting requirement in our Hawaii State Constitution. Last Session, after four months of public outcry and a lawsuit, Conference Committees were finally required to vote in public – 22 years late.

"I believe that legislative leaders last Session opposed open voting in Conference Committees because it increased the risk of chairs being outvoted by their committees, which they had to do for the first time last Session. For example, last Session, the Senator from Palolo chaired a Conference Committee on S.B. No. 2311, the 'Tanya bill,' and was outvoted in public by his Senate conferees. The bill decked, was adopted on the Senate Floor, and we all accepted this return to democracy.

"Two years prior in 1998, however, Conference Committees made decisions in secret, casting their votes by signing a committee report, never voting in public. Back then, which is recent past, the Chair could simply hold the committee report, not circulate it, and therefore single-handedly kill a bill – not so anymore with last year's reforms . . . or so we thought.

"The recent procedural amendment restores the veto power that Conference Chairs once had before the recent reforms. This reversal could lead to situations, for example, in a ten member Conference Committee (five House and five Senate conferees), with all five House members voting aye along with four of the five Senate conferees, with a lone Senate Chair voting no, after the vote on such a measure, an announcement would then have to be made to the public that the measure had failed. Mr. President, I don't think this qualifies for democracy.

"Mr. President and Senators, please don't let this retreat from democracy be what the public remembers us for having accomplished this Session. I urge all my colleagues to vote in favor of this resolution.

"Thank you."

Senator Chun Oakland rose in support of the resolution and said:

"Mr. President, I also stand in support of this resolution.

"The present rule in question is one of a series of legislative reforms successfully implemented over the past decade to create a more open accountable government in Hawaii – one that fosters sharing of power and responsibility among members of the Senate and House of Representatives. Even with the tremendous resistance, we patiently but vigilantly have made progress over the years and there is still much to be done.

"I've been in the Legislature for now almost 11 years, so I'm speaking from that perspective. There were many barriers back then that made it very difficult for the public to meaningfully participate in the legislative process. In the 1980s as a legislative staff member and a person in the public, it was very frustrating to have been a part of many democratic processes in public and in the community, only to view firsthand a very closed state legislative process.

"I have had a deep commitment, personally, to support and make changes that would make the legislative process more public friendly. In the past, bills that the public wanted heard could be held by the Chair without a hearing, with no recourse. We now have adopted, in 1993 in the House and in the Senate, a rule where a majority of Committee members can formally request a Chairperson to schedule a bill and that the bill must be scheduled for hearing. In 1993 and 1995 we also adopted a rule in the House and Senate respectively that requires a quorum of Committee members to be present at any decision-making on a bill or resolution so that the public would be able to know firsthand how their elected Senators and Representatives vote on various issues.

"There have been discussions in the past to even require a majority of Committee members present at public hearings, since too often the public sees very few Legislators at these Committees when they have taken time off to be present. But there is still a lot of resistance, at least in the past, and it is due in part to some practical realities of our four-month Legislative Session.

"Another area of concern was having ample public notice for hearings so that people would meaningfully participate in the hearing process. From a required 48-hour notice, we have increased it to 72-hours or 3-days notice – still probably too little for the public to meaningfully participate, but we also had to acknowledge and compromise on this by balancing the time constraints of the Legislature to do the people's business. The Committee hearing notices, which once only had the bill or resolution number and title, now (by rules adopted in '93 in the House and I believe it was '97 in the Senate) require a short description of the bill so that people in the public would have some idea of what the bills are about.

"It seems pretty simple, but it makes a whole difference to the public. We still have much to do. I think even the Order of the Day is still not user-friendly for the public, but that will be for another day.

"In the past decade, we have also attempted to increase the opportunities for the public to know what is going on in the Legislature, especially since many people work during times when we have public hearings. We've done this through the public access room, which is well utilized now; cable coverage of many but not all legislative hearings and briefings; and facsimile machines that allow people to get notices in a more timely manner as well as be able to provide testimony for hearings and briefings when they are not able to come to the Legislature at the State Capitol.

"Most recently, this year opening up the budget worksheets to the public has been a phenomenal accomplishment. I, many Legislators, and the public are very happy to finally achieve this after, at least for myself, a decade-long effort to make things more public and understandable. I need to thank the Senate leadership as well as the House leadership for this.

"Finally, in 2000 the agreement was reached between the House and Senate to adopt rules that required open voting at Conference meetings and a majority of Conference Committee members to vote in the affirmative to pass out a measure. Again, the reason for the change was to work towards a more open and accountable legislative process – one that shared power among all of us. The agreement recently made between the Senate President and House Speaker, whether intended or not, basically brings us back to the pre-2000 period where one Conference Chair could basically override the wishes of the majority of conferees and kill bills where the managers of the Conference and other Chair's votes would not matter again.

"There are other loopholes that need to be addressed to better assure that one Chair cannot override the majority and our efforts have to continue to encourage responsibility among all of us. Please do not eliminate one reform that has taken almost a decade to put in place.

"I urge all of you to keep up the momentum of positive legislative reform and to support this resolution. Mr. President, thank you for the time. I do hope that we have a Roll Call vote on this matter. Thank you."

Senator Matsunaga rose in support of the measure and said:

"Mr. President, I rise in support of S.R. No. 104.

"First, may I ask that the eloquent words of the Senators from Kaimuki and Liliha be entered into the Journal as if they were my own.

"Mr. President, as a member of this august body for the past nine years, I'm very, very proud of the pro-democracy strides that we have made. We have evolved from the 'chair is god' system to the system that we had last year – a system where Conference Committees voted openly in public and where Conference Committee votes actually had some meaning.

"This new amendment of April 12th that the Senator from Kaimuki spoke of is not a moment we in this body should be proud of. It is a step backwards, limiting participation from committee members. Rather than allowing members to give input stimulating discussion on content, it is mimicking a tyrannical style of governing that is simply inconsistent with the openness and democracy that we have sought to achieve here in the Senate.

"So why are we doing this? This seems to be one of those unanswerable questions that we ponder – like, why don't you ever see the headline 'Psychic wins lottery?' Or why is it necessary to nail down the lid on a coffin? Or why is lemon juice made with artificial flavor and dish washing liquid made with real lemons? I don't think we have the answer to any of those questions today, Mr. President. But, Mr. President, we should at least be honest with ourselves, honest in our rules, and change the name of the Conference Committee Chair to Conference Committee Czar, because that is basically what it is.

"Mr. President, finally, to change the rules in the middle of this game is simply unfair, unjust, and unnecessary, and I urge all my colleagues to vote 'yes' on this resolution.

"Thank you, Mr. President."

Senator Chun rose in opposition to the resolution and said:

"Mr. President, I rise in opposition to the resolution.

"Mr. President, I agree with a lot of the eloquent words of my fellow colleagues over here but today is not the day that we're going to talk about open meeting. This resolution has nothing to do with open meeting. There is still going to be open meetings and we support that wholeheartedly. There will be open voting and we support that wholeheartedly.

"There is a requirement that a Chair cannot veto a Conference Committee by not signing the report, and that has not changed by the President's statements or the conference committee report.

"What we're talking about here, members, is the prior concurrence rule. We're talking about, really, form over substance. By this resolution, we're elevating form over the

real substance of what we're talking about. Because, Mr. President and members, the real substance of what we're talking about is the fact – Does a Chair have the opportunity or the authority, depending on which side you stand on, to stop a bill at any time? That provision, though, Mr. President, is not contained in Rule 23 because Rule 23 just talks about the physical act of signing a report. That, Mr. Chair, is talked about in Rule 17, which is a written rule adopted by this body this year in the beginning of our Session. That, as we all know, is called the prior concurrence rule and that is contained in Rule 17 (2).

"By adopting that prior concurrence rule, we're stating in writing that a Chair of basically any subsequent committee, Conference Committee included, cannot override or change a bill without the prior concurrence of the prior Chair. What the Conference Committee recognizes in that, and through your agreement, is the fact that the Conference Committee cannot override or change a bill that a prior Chair has done. That, in essence of whether you call it a veto, or call it a change, or call it any kind of magical czar doesn't alter the fact that we do have a rule there.

"That's the rule, Mr. President, we should talk about, not about signing a report under Rule 23. We should talk about do we want prior concurrence? Yes or no? Do we want to do away with prior concurrence and just let the last Chair make any changes they want? If that's the case, then we'll just get rid of subject matter Chairs and just have WAM or Judiciary or CPH. But we're not talking about that.

"We now, at this point in time, have recognized prior concurrence in our Rules. For us to change that in Conference would basically ignore all the work of your subject matter Chairs in the previous years. Two-thirds of the work that we've done is completed by the subject matter Chairs. This resolution would say we forget about all that and a Conference Committee can overrule all the work you've done. Do we really want that? I don't think so.

"I think those are very good issues that we should talk about, but let's talk about it in terms of the whole system and not just the Conference Committee. Because if we're going to change prior concurrence, we shouldn't change it just in Conference. We should change it also from the beginning of Session so everybody knows what the rules are from day 1 to day 90. We shouldn't be changing our rules in the middle of the game. I agree with the statement made by the Honorable Senator that we should not be changing the rules. This resolution would do that.

"We need to elevate substance, not form. We need to be consistent with our rules both during the Session and in Conference, and we need to work on these rules just like we worked on, Mr. Chair, in caucus in the beginning of this Session. We worked on these rules. These rules were not dictated solely by the President or by leadership. These rules were worked on by all the members of the Majority. We made some changes based upon some of the comments by the members of the Majority. Also, I believe some of the members of the Minority had some comments in there too. We worked on these hard. For the first time, these rules were openly discussed and not handed down. These rules were amended to take care of some of the discussions.

"We anticipate that we will have other discussions and other changes to these rules, but we shouldn't do it in the middle of the game. We're open to doing it next year before the beginning of Session. I welcome that because we welcome the real substance of prior concurrence. We need to talk about that, but it needs to be talked about from the very beginning in

regards to the entire set of our rules, not just in Conference but the entire Session.

"So, Mr. President, based upon those grounds, I respectfully would vote 'no' against this resolution not because I don't think it has merit, but I think the timing is wrong. I believe it would be changing our rules in the middle of the stream, and I think it would be setting a dangerous precedent by basically cutting out all the work that has been done by our prior chairs in favor of the Conference Committees. I don't believe that has been done and I don't believe we want to do that now.

"Thank you, Mr. President."

Senator Ige rose to speak in support of the resolution and said:

"Mr. President, I rise to speak in support of the resolution.

"Mr. President, I just wanted to respond to the previous speaker. Our rule on prior concurrence reads as such: 'On bills that have been referred to more than one committee, unless otherwise ordered by the Senate, the subsequent referral committee shall make no substantive change, except changes which affect the subject matter over which the subsequent referral committee has primary jurisdiction, without prior written approval of the preceding referral committee chair having primary jurisdiction over the subject matter affected by the change.'

"Prior concurrence only refers to a veto authority within the jurisdiction of the committee. It does not allow previous Chairs to have veto authority over the entire substance of a measure. This rule proposal that is contained in S.R. No. 104 is totally consistent with the existing language on prior concurrence, and prior concurrence in Rule 17 (2) has a provision where the majority of the Senate can overrule the wishes of any of the committees involved.

"So I strongly urge all of my colleagues to vote in support of this resolution."

Senator Hanabusa rose in opposition to the measure and said:

"Mr. President, I rise in opposition to the resolution.

"Mr. President and colleagues, like my good Senator from Kauai, this is really more an issue of a matter of time and open discussion as to what our procedures are going to be.

"I rise in opposition to the resolution itself and the assumptions that are made therein. Arguably, one may say that it really may be more in the nature of a point of order. But to have raised a point of order at this point in time would have been viewed as silencing debate, which is not what this body is about or what this leadership is about. Leadership has always encouraged open debate, and this debate is a good debate.

"However, let's look at what the Senate resolution is premised upon. The whereas admits that the House and Senate leadership traditionally and as a matter of practice have agreed to joint written procedures which is at issue here. These are joint written procedures that govern our present situation, which is the conferencing. But what does that tell us? That tells us that it is a written procedure that comes at this stage of the whole process. It does not tell us that it is a Senate Rule.

"The concern over the openness that we've heard, the concern over the retreat from democracy, per se, these are issues that should have been incorporated in our Senate Rules because we know that at this stage of the proceedings we have

traditionally, and as a matter of practice, entered into the kinds of written procedures that we have. We also know these written procedures have been left to various persons in leadership. In the past, they have been the Majority Leader. This year it was the President and the Speaker of the House.

"Let's also look at the other premise that this resolution is based on. It is that there is a conflict of Senate Rule 23 (3) with the procedure. What that means, Mr. President and my colleagues, is that we must first make a decision as to whether there is a conflict. Rule 23, subsection 3, basically states, as in the second page of this resolution, that 'A Conference Committee shall not report upon the matter referred unless a majority of the members appointed by the President have concurred in the report.' That's what it says. It doesn't say that it is only the majority. It doesn't say that it can't be modified in any way to say that Conference Chairs must not be required to agree. It doesn't say any of that. It simply says that in order for a report to come out, you must have the majority.

"So, for us to vote on this resolution, this is what we must concur with. We must concur first that there is a conflict. Mr. President, I don't see that conflict. I don't see that conflict in the rules. Therefore, this resolution, which is based upon that, I believe, should fail. Because for us, what we would have to do first is to find that conflict. I would impress upon you, Mr. President, as well as my colleagues, that it does not exist.

"The issues that are raised, the arguments that we've heard today are very important. It may be the next steps that we would have to consider in terms of incorporating it into the Senate Rules now that we've had this issue raised. But this is in the middle of the game. We have all conferenced. We have almost . . . my good Chair of WAM from Manoa keeps telling us 'We may close tonight. We may close tonight.' How much closer can we be? But to now say that what the Senate President and the Speaker of the House have agreed to is in violation of a rule, what does that do to us procedurally? Do we go into extended Session to undo everything if we have this situation? Is there something wrong with the decisions that the Chairs may or may not have made?

"Remember, this is just one aspect. There are other ways that matters may not come before us. For example, there may not be conferees named, which means that bill will not be conferenced. Chairs can still not agree to conference. That's still permissible. Or they can agree not to show up. Or they can just not show up and then what happens to the bill? This is just one of the problems that we may be faced with, but those are not before us today.

"Mr. President, what is before us is this resolution based upon the assumptions that I've said. It concedes that it has been the tradition and practice for the leadership to determine what will happen. If that is not what we wish, then colleagues, we have to amend the rules to prevent that. But the rule that is being sought to be amended here is only 23, subsection 3, and that I do not see a conflict with. That is something that I cannot agree with this resolution about because this resolution is based on that premise.

"Thank you, Mr. President."

Senator Chumbley rose in support of the resolution and said:

"Mr. President, I rise to speak in support of this resolution.

"The previous speaker very eloquently talked about some of the issues of form over substance in the actual writing of this proposed amendment. I want to concentrate on the principles of what is going on if this resolution is not adopted.

"Recently, a Legislator held a meeting, and in that public meeting the Legislator was heard to say that under the Rules of the Senate or the House, the Conference Committee needs his or her signature on the bill for it to pass. He or she wasn't going to sign off unless the bill included the stuff he or she wanted. That's the principle that we're talking about.

"What we're talking about is that the fundamental principle of the majority rules is being abused with this change in the policy. This resolution, if adopted, would help resolve that issue. If it's not adopted, why have committees? Why have Conference at all? Just have the czar, the chair czar that makes all the decisions. I don't think any of us want to be in that position.

"Those of you who are Chairs this year, you've got a lot of power. Those of you who are not, who have been Chairs in the past, we're just bench players – we fill space, that's all we do. I don't think that's what the public sent us here to do.

"I encourage all of you to support this resolution. Thank you."

At 12:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:25 o'clock p.m.

Senator Ihara rose again in support of the resolution and said:

"Mr. President, I have some final remarks in support of this resolution.

"One of the previous speakers mentioned the prior concurrence rule, rule 17. I know some would want it, and wish it, and might even will it, but this rule does not apply to Conference Committees. I should note that Conference procedures have been adopted in the past which handled administrative and logistical procedures for Conference Committees because there is no authority in the Senate Rules that gives the President authority to adopt Conference procedures.

"In the past, Conference procedures were consistent with both Mason's and Senate Rules. I object to the use of Conference procedures to alter the power relationships amongst the Senators. I believe that if this is done, it should have been done in a rule.

"The only reason this vote is being taken today is because it was just a few short days ago that for the first time in the history of the Senate there is an attempt to put in a rule, or the effect of a rule. This is not an advisory matter; this is a binding matter. For the first time in the history of the Senate, at least in the last two decades, there is an attempt to make as a rule to give the power of the Chair, making the Chair czar.

"In the past, a rule was not necessary. It was done because the 'Senate Club' could maintain its internal control. But because we are in a climate where the public has higher expectations, as we discussed previously, many, many reforms have taken place in the last few years, and this type of power concentration is no longer acceptable. I believe that we should not let today be the first time that we let this happen.

"Thank you."

Senator Chun rose in response and said:

"Mr. President, I rise in response to the comments made by the Honorable Senator from Kaimuki.

"Mr. President, first, there is nothing in Rule 17 which limits its applicability. Rule 17 regards subsequent referrals and makes it clear that it's included in all subsequent referral committees including Conference Committees. There is no limiting language in that rule.

"Secondly, it's interesting to note the resolution itself states that it is a prior practice of the Senate Chair and the Senate President and the House Speaker to do these rules, yet there is a statement in there also or has here today that these rules are unlawful under Senate Rules. However, I want to expressly note that the Senate Rules, specifically Rule 86, mentions that prior usage and custom is adopted as stated in Mason's Manual of Legislative Procedure. Rule 86 says Mason's Manual of Legislative Procedure, 2000 edition, which was an amendment made by the Honorable Senator from Maui and Kauai, is adopted when the rules are silent. Mason's Manual, specifically in sections 38 and 39, specifically adopts prior usage and custom.

"So I would say, by our own actions and by our own rules, if it was a prior custom and usage of the Senate President and the House Speaker to adopt Conference Committee procedures and rules, we need to honor that because that's recognized in our own Senate Rules.

"But I don't even want to belabor that point because the bottom line question is what I said before – let's not elevate form over substance. The form is whatever rule we're talking about. The substance is the question, Do we allow any Chairman to veto a bill in Conference whether they veto it by voting no, whether they veto it by not showing up, whether they veto it by not signing the committee report? There are many ways that we've been told that a committee Chair can kill the bill. By this resolution, we're only adopting one – the vote. What's going to happen? If we talk about open government, if we really want open government, this will do the opposite, because what happens if you're going to say, 'Well, you're going to have to vote out there.' The committee Chairs are going to say, 'Well, I'm going to use the other alternative – I'm not going to sign the committee report or I'm not going to show up.' That effectively kills the bill. Is that going to help the public understand what's going on? No.

"That's why I think what we should do is address the main issue and how that issue applies to all our rules, not just one. This matter doesn't do that. This should be taken up at a later time and let's continue with our business, Mr. President.

"Thank you."

Senator Hemmings rose to speak against the measure and stated:

"Mr. President, I rise to speak against the resolution.

"Mr. President, being a member of the Minority Party, this resolution presents a tremendous paradox. On one hand we, for years, have been advocating more openness in government, more decision making with the Majority Party, but this is really a battle between perception and substance. I think the promise I made myself years ago when I got involved in this wonderful world of politics is I would not let myself succumb to perception at the expense of substance – that is not to try to look good while doing something without substance or validity.

"I don't know what is happening in the House concerning for instance an issue such as budget worksheets, but I do know

what's happened in the Senate. I do know that under your leadership and under the leadership of the Senate Ways and Means Committee for the first time I think in the State of Hawaii, I, as a Committee member, regardless of my political affiliation, could walk out of the Finance Committee meeting with the budget worksheets. It's been a tremendous help to me and to my constituents in the Koolaupoko district.

"This is substance, Mr. President, my colleagues. This is something that has made a difference in my constituents' lives because now they know what's not getting funded, but it's information, Mr. President. So I could easily fall into the trap of going with the perception of what's going on, but in speaking against this resolution, I'm speaking in favor of substance. Quite frankly, putting aside the partisan labels, I'm proud of what this Senate has been doing this Session and I think we're continuing down the path of open government and open decision making. If I was to side with what appears to be politically convenient, I might go along with the perception.

"I'm asking members of this body to please examine your conscience and ask what you're really doing here. Are you playing into the hands of perception or are you going with substance? Mr. President, I'm going to stick with substance and I'm voting 'no' against this resolution. I believe what the Co-Majority Leader has said regarding ways that bills can be killed is very true and that this effort is more a matter of perception than substance.

"Thank you, Mr. President."

The motion was put by the Chair and, Roll Call vote having been requested, S.R. No. 104, entitled: "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE OF THE TWENTY-FIRST LEGISLATURE OF THE STATE OF HAWAII, 2001-2002," failed to be adopted on the following showing of Ayes and Noes:

Ayes, 7. Noes, 18 (Buen, Bunda, Chun, English, Hanabusa, Hemmings, Inouye, Kanno, Kawamoto, Kim, Kokubun, Matsuura, Menor, Nakata, Sakamoto, Slom, Tam, Taniguchi).

ADVISE AND CONSENT

Stand. Com. Rep. No. 1722 (Gov. Msg. No. 254):

Senator Chun moved that Stand. Com. Rep. No. 1722 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Chun then moved that the Senate advise and consent to the nominations of COLETTE P. MACHADO and CRAIG NEFF to the Kaho'olawe Island Reserve Commission, terms to expire June 30, 2005, seconded by Senator Kokubun.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1050, S.D. 1 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1050, S.D. 1, seconded by Senator Chun and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives,

the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1050, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Hanabusa, Buen, Chun). Noes, none. Excused, 2 (Kim, Hemmings).

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 1050, S.D. 1, seconded by Senator Chun.

Senator Hanabusa noted:

"Mr. President, S.B. No. 1050, S.D. 1, is the drop dead provision for special purpose revenue bonds. Originally when the Governor sent his bill down, he asked for three years. The Senate version was seven and the House is five. We're asking that the Senate agree to the five and that's why we're asking to reconsider our action."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1050, S.D. 1, and S.B. No. 1050, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 64, S.D. 1 (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 64, S.D. 1, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 64, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Kanno, Matsuura, Slom). Noes, none. Excused, 1, (Ihara).

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 64, S.D. 1, seconded by Senator Matsuura.

Senator Kanno noted:

"Mr. President, S.B. No. 64 creates the offense of interference with the reporting of an emergency or a crime. The House amendments include changing the offense from preventing to interfering with the reporting of an emergency or crime, deleting attempts to prevent as an element of the offense, and changes the offense to a petty misdemeanor from a misdemeanor."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 64, S.D. 1, and S.B. No. 64, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 65 (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 65, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 65 on the following showing of Ayes and Noes:

Ayes, 3 (Kanno, Matsuura, Slom). Noes, none. Excused, none.

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 65, seconded by Senator Matsuura.

Senator Kanno noted:

"Mr. President, S.B. No. 65 was a gut and replace on the House side. The Senate version was not agreed to. The House version, which we are agreeing to, requires persons to whom penal summonses have been issued for a criminal offense and who have been convicted, granted a deferred plea, or granted a conditional discharge to undergo identification processing for criminal history records."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 65 and S.B. No. 65, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 67, S.D. 1 (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 67, S.D. 1, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 67, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Kanno, Matsuura, Slom). Noes, none. Excused, 1 (Ihara).

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 67, S.D. 1, seconded by Senator Matsuura.

Senator Kanno noted:

"Mr. President, S.B. No. 67 allows the court to deny without a hearing motions to dismiss or to modify terms of existing protective orders. The Conference Committee agreed with the House amendments requiring allegations of a material change rather than a significant change in circumstances for a hearing on a motion to dismiss or to modify the terms of an order of protection."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 67, S.D. 1, and S.B. No. 67, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 69, S.D. 1 (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments

proposed by the House to S.B. No. 69, S.D. 1, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 69, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Kanno, Matsuura, Slom). Noes, none. Excused, none.

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 69, S.D. 1, seconded by Senator Matsuura.

Senator Kanno noted:

"Mr. President, S.B. No. 69 repeals a three-year time limit of protective orders. The Senate is agreeing to the House language which requires that the initial time period and extensions must be of reasonable lengths."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 69, S.D. 1, and S.B. No. 69, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE ORDER," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 98 (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 98, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 98 on the following showing of Ayes and Noes:

Ayes, 3 (Kanno, Hanabusa, Hemmings). Noes, none. Excused, 1 (Ihara).

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 98, seconded by Senator Matsuura.

Senator Kanno noted:

"Mr. President, S.B. No. 98 repeals the sunset date of June 30, 2002, in the legal services for the indigent act. The differences that we are agreeing to in the House version are technical and nonsubstantive."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 98 and S.B. No. 98, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGAL SERVICES FOR THE INDIGENT," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 423, S.D. 1 (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 423, S.D. 1, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 423, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Kanno, Matsuura, Slom). Noes, none. Excused, 1 (Ihara).

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 423, S.D. 1, seconded by Senator Matsuura.

Senator Kanno noted:

"Mr. President, S.B. No. 423 provides that a party may seek to extend the term of a domestic judgment decree by filing either a non-hearing or hearing motion. The Senate is agreeing to the House version which deleted the portions of the measure that authorizes the garnishment of government vendors as government beneficiaries."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 423, S.D. 1, and S.B. No. 423, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PROCEEDINGS," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 759, S.D. 1 (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 759, S.D. 1, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 759, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 2 (Kanno, Matsuura). Noes, none. Excused, 1 (Hogue).

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 759, S.D. 1, seconded by Senator Matsuura.

Senator Kanno noted:

"Mr. President, S.B. No. 759 enacts a new joint tortfeasor release statute. The House amendments were technical and nonsubstantive."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 759, S.D. 1, and S.B. No. 759, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 805, S.D. 1 (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 805, S.D. 1, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives,

the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 805, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Kanno, Matsuura, Slom). Noes, none. Excused, none.

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 805, S.D. 1, seconded by Senator Matsuura.

Senator Kanno noted:

"Mr. President, S.B. No. 805 allows the Narcotics Enforcement Division to share information on prescription fraud or abuse from the electronic prescription accountability system with pharmacists. The amendments the House made were technical and nonsubstantive."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 805, S.D. 1, and S.B. No. 805, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 951, S.D. 1 (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 951, S.D. 1, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 951, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Kanno, Chumbley, Matsuura). Noes, none. Excused, 2 (Chun, Hogue).

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 951, S.D. 1, seconded by Senator Matsuura.

Senator Kanno noted:

"Mr. President, S.B. No. 951 is the hate crime legislation. The amendments that the House made that the Senate is agreeing to revises the bias categories to conform with those currently used by the U.S. Attorney General and the FBI pursuant to the hate crimes statistics act of 1990 and changes the effective date to effective upon its approval."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 951, S.D. 1, and S.B. No. 951, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HATE CRIMES," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 640, S.D. 1 (H.D. 1):

Senator Buen moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 640, S.D. 1, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives,

the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 640, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 4 (Buen, Kanno, Chumbley, Matsuura). Noes, none. Excused, 2 (Kokubun, Hogue).

Senator Buen moved that the Senate agree to the amendments proposed by the House to S.B. No. 640, S.D. 1, seconded by Senator Kanno.

Senator Buen noted:

"Mr. President, S.B. No. 640, S.D. 1, relates to agricultural theft. The purpose of S.D. 1 is to criminalize and to create civil liability for the destruction of crops. S.B. No. 640, S.D. 1, H.D. 1, imposes civil liability upon persons who damage or destroy silvicultural or agricultural commodities that are known to be intended for personal or commercial purposes, or for research and development purposes, and establishes damages at twice the market value of the crop or commodity destroyed and the costs associated with production, research, testing, and replacement.

"Support by the industry was very supportive of H.D. 1, and for this reason, your Committee on Agriculture recommends that the Senate move to agree on this measure."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 640, S.D. 1, and S.B. No. 640, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1082, S.D. 1 (H.D. 2):

Senator Sakamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1082, S.D. 1, seconded by Senator Nakata and carried.

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 1082, S.D. 1, seconded by Senator Nakata.

Senator Sakamoto noted:

"Mr. President, this bill changed the school-to-work terminology related to workers' comp coverage. There are different parts of it, but in essence, changed to a school-approved work based learning to be covered by the state for students."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1082, S.D. 1, and S.B. No. 1082, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1067, S.D. 1 (H.D. 1):

Senator Menor moved that the Senate reconsider its action taken on April 5, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1067, S.D. 1, seconded by Senator Matsunaga and carried.

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 1067, S.D. 1, seconded by Senator Matsunaga.

Senator Menor noted:

"Mr. President, the purpose of this measure is to reduce the potential for residential hurricane insurance solvency in the event of a hurricane by requiring the insurance commissioner to use an actuarial analysis to evaluate a residential hurricane insurer's ability to pay claims. The House amendments would implement a compromise reached between the insurance division and various parties who had expressed concerns about the original version of this bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1067, S.D. 1, and S.B. No. 1067, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING HURRICANE PROPERTY INSURANCE RISK," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1062, S.D. 1 (H.D. 1):

Senator Menor moved that the Senate reconsider its action taken on April 3, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1062, S.D. 1, seconded by Senator English and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1062, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Menor, Kim, Hogue). Noes, none. Excused, 1 (English).

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 1062, S.D. 1, seconded by Senator English.

Senator Menor noted:

"Mr. President, S.B. No. 1062 would authorize the conversion of professional and vocational licenses when the licensee changes its form of business. The House amendments would make technical, non-substantive amendments and the House version is technically correct."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1062, S.D. 1, and S.B. No. 1062, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1065 (H.D. 1):

Senator Menor moved that the Senate reconsider its action taken on April 5, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1065, seconded by Senator English and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1065 on the following showing of Ayes and Noes:

Ayes, 3 (Menor, Kim, Hogue). Noes, none. Excused, 1 (English).

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 1065, seconded by Senator English.

Senator Menor noted:

"Mr. President, S.B. No. 1065 would clarify requirements for the licensure of architects consistent with administrative rules and current standards of professional training by colleges and universities. The House amendments would make technical, non-substantive amendments and the House version is technically correct."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1065 and S.B. No. 1065, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARCHITECTS," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1069, S.D. 1 (H.D. 1):

Senator Menor moved that the Senate reconsider its action taken on April 5, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1069, S.D. 1, seconded by Senator English and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1069, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Menor, English, Hogue). Noes, none. Excused, 1 (Chumbley).

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 1069, S.D. 1, seconded by Senator English.

Senator Menor noted:

"Mr. President, S.B. No. 1069, S.D. 1, would correct erroneous statutory cross references and inconsistent dates in the state insurance law. The House amendments would make technical, nonsubstantive amendments and the House version is technically correct."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1069, S.D. 1, and S.B. No. 1069, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

Senator Matsuura, Chair of the Committee on Health and Human Services, requested a waiver of the notice requirement pursuant to Senate Rule 20 for Gov. Msg. No. 300, and the Chair granted the waiver.

Senator Slom rose on a point of personal privilege as follows:

"Mr. President, I rise on a point of personal privilege.

"I think we're all relieved that the teacher's strike has apparently been settled. It's kind of like the situation, though, after you've finished your Christmas or holiday shopping and then a couple months later you wait until the bills and the charge statements come in. But I think that the whole community suffered. I think that we still have to press for meaningful educational reforms and changes because if we do

not, we're going to face the same situation again in a couple of years.

"We must have been doing something right, however, Mr. President, because the Governor blamed us for problems with the negotiations. The Honolulu Advertiser blamed us for problems with the settlement. The Department of Health Chairman, who has his own problems and can't do what he's supposed to do with the State Hospital, blamed us, basically, and others as well. So we must have done something in terms of trying to resolve this early or to avoid it and try to anticipate.

"I would just say finally, Mr. President, I did enjoy the lively and spirited debate this afternoon on the issues of rules and procedures. I only wish that my colleagues would be as passionate and spirited when it came time to debating, oh I don't know, special funds, emergency appropriations, tax increases, more government regulation, things of that nature, Mr. President. But I'm optimistic and I'm hopeful, and so I'm sure that will come too in the future.

"Thank you, Mr. President, for the time."

APPOINTMENT OF CONFEREES

S.C.R. No. 85 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 85, and the request for a conference on the subject matter thereof, the President appointed Senators Chun, chair; Inouye, co-chair; Chumbley, Kokubun, Hemmings as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:50 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 25, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-SIXTH DAY

Wednesday, April 25, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Derald Skinner, Senior Pastor, Calvary Chapel, Pearl Harbor, after which the Roll was called showing all Senators present with the exception of Senator Menor who was excused.

The President announced that he had read and approved the Journal of the Fifty-Fifth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 658 to 662) were read by the Clerk and were placed on file:

Hse. Com. No. 658, returning S.C.R. No. 89, which was adopted by the House of Representatives on April 24, 2001.

Hse. Com. No. 659, returning S.C.R. No. 140, S.D. 1, which was adopted by the House of Representatives on April 24, 2001.

Hse. Com. No. 660, returning S.B. No. 483, which passed Third Reading in the House of Representatives on April 24, 2001.

Hse. Com. No. 661, returning S.B. No. 1509, which passed Third Reading in the House of Representatives on April 24, 2001.

Hse. Com. No. 662, informing the Senate that the Speaker on April 25, 2001, appointed Representatives Kanoho, chair, Hale, Jaffe as managers on the part of the House for the consideration of amendments proposed by the House to S.C.R. No. 85 (H.D. 1).

CONFERENCE COMMITTEE REPORTS

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1339, H.D. 1, presented a report (Conf. Com. Rep. No. 51) recommending that H.B. No. 1339, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 51 and H.B. No. 1339, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 118, H.D. 3, presented a report (Conf. Com. Rep. No. 52) recommending that H.B. No. 118, H.D. 3, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 52 and H.B. No. 118, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1756) recommending that the Senate advise and consent to the nomination of BENJAMIN T. TORIGOE, AIA, to the Hawai'i Historic Places Review Board, in accordance with Gov. Msg. No. 248.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1756 and Gov. Msg. No. 248 was deferred until Thursday, April 26, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1757) recommending that the Senate advise and consent to the nomination of GALEN K. ONOUE to the Education Commission of the States, in accordance with Gov. Msg. No. 278.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1757 and Gov. Msg. No. 278 was deferred until Thursday, April 26, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1758) recommending that the Senate advise and consent to the nominations of ALBERT S. NISHIMURA, KATHRYN K. INKINEN, HARVARD C.S. KIM, THERESIA C. MCMURDO and LYNNE E. WOODS to the Hawai'i School-to-Work Executive Council, in accordance with Gov. Msg. No. 280.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1758 and Gov. Msg. No. 280 was deferred until Thursday, April 26, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1759) recommending that the Senate advise and consent to the nomination of FAIRFAX A. REILLY, M.ED., to the Hawai'i Teacher Standards Board, in accordance with Gov. Msg. No. 281.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1759 and Gov. Msg. No. 281 was deferred until Thursday, April 26, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1760) recommending that the Senate advise and consent to the nomination of DUANE K. KURISU to the Board of Regents, University of Hawai'i, in accordance with Gov. Msg. No. 291.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1760 and Gov. Msg. No. 291 was deferred until Thursday, April 26, 2001.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1761) recommending that the Senate advise and consent to the nominations of CORINE HAYASHI, EUNICE M. DEMELLO and ALFRED LAURETA to the State Foundation on Culture and the Arts Commission, in accordance with Gov. Msg. No. 303.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1761 and Gov. Msg. No. 303 was deferred until Thursday, April 26, 2001.

Senators Tam and Inouye, for the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, presented a joint report (Stand. Com. Rep. No. 1762) recommending that S.R. No. 100, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1762 and S.R. No. 100, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING FURTHER ACTION ON THE DESIGNATION OF A STATE RECREATIONAL AND HISTORIC PARK AND NATURE RESERVE AT KAPUA, HONOMALINO, OKOE, KAULANAMAUNA, AND MANUKA DISTRICTS IN SOUTH KONA AND KA'U, ISLAND OF HAWAII," was deferred until Thursday, April 26, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1763) recommending that the Senate advise and consent to the nomination of FRED T. YAMASHIRO to the Board of Taxation Review, Third Taxation District (Hawai'i), in accordance with Gov. Msg. No. 238.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1763 and Gov. Msg. No. 238 was deferred until Thursday, April 26, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1764) recommending that the Senate advise and consent to the nomination of EDUARDO TOPENIO JR. to the Board of Taxation Review, Fourth Taxation District (Kauai), in accordance with Gov. Msg. No. 239.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1764 and Gov. Msg. No. 239 was deferred until Thursday, April 26, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1765) recommending that the Senate advise and consent to the nomination of GEORGE M. MENOR to the Board of Taxation Review, Fourth Taxation District (Kauai), in accordance with Gov. Msg. No. 296.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1765 and Gov. Msg. No. 296 was deferred until Thursday, April 26, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1766) recommending that the Senate advise and consent to the nominations of GEORGE FREITAS, MARILYN J. GAGEN, CRAIG K. HIRAI, JAMES E.T. MONCUR, PH.D., MARILYN M. NIWAO, CYRUS I. ODA and LEIGHTON H.C. WONG to the Tax Review Commission, in accordance with Gov. Msg. No. 310.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1766 and Gov. Msg. No. 310 was deferred until Thursday, April 26, 2001.

ORDER OF THE DAY

ADVISE AND CONSENT

MATTER DEFERRED FROM FRIDAY, APRIL 20, 2001

Stand. Com. Rep. No. 1575 (Gov. Msg. No. 114):

Senator Nakata moved that Stand. Com. Rep. No. 1575 be received and placed on file, seconded by Senator Ihara and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of DAVIS YOGI as the Director of Human Resources Development, term to expire December 2, 2002, seconded by Senator Ihara.

Senator Nakata rose to speak in support of the nominee as follows:

"Mr. President, I rise to speak in favor of this governor's message.

"We have the privilege this morning of acting on the confirmation of Davis Yogi as the Director of the Department of Human Resources Development.

"We need to congratulate him on his other role as the chief negotiator for the state in successfully bringing to a conclusion the negotiations with public employee unions. I think we need to thank him for that work. The success of especially the HSTA negotiations, I think difficult as they were, are going to be of benefit to the state. They were difficult. Teachers went through a lot of hardship. The administration bargained hard. And in that process, I think we had a crucible in which relationships were built, empowerment took place, and I hope that very respectful relationships have been formed which will really be of great importance to our public education. The difficulties of the negotiations, now that they have been successfully concluded, I believe will really prove to have been that kind of crucible which produces stronger people and stronger relationships. To his credit, I think Mr. Yogi has helped in that process.

"But we're here not to confirm him to that role as chief negotiator but as Director of the Department of Human Resources Development. In speaking with him, he spoke of his management style – that he wants to see those who work for him empowered to do the jobs that they have been hired to do. I have seen evidence of that at work. I have seen his staff move with the freedom that he has given them, freedom and authority he has given them. They are putting in great work in implementing the civil service reform that we put in place a year ago. We have allowed them two years to put that in place and they are doing good work to bring that to a conclusion under his able leadership.

"I think this is what has enabled him. His style has enabled him to continue to be the chief negotiator while also acting as Director of DHRD. We had questions about that in Committee. I think that's something that still needs to be addressed – that dual role. But as far as Mr. Yogi is concerned, I believe he has successfully been carrying out both responsibilities.

"The fact that almost his entire top level staff is here with him attests to the success of that management style. Again, in speaking with him, I have this sense of a staff that is empowered to do the work and therefore the burden is not so heavy.

"In conclusion, I would urge my colleagues to vote for the confirmation of Mr. Davis Yogi to be the Director of the Department of Human Resources Development. Thank you."

Senator Chun also rose in support of the nominee and said:

"Mr. President, I rise in favor of the nominee.

"Mr. President, it is with pleasure that I also add my words to the words of the Honorable Senator from Kahaluu in support of Mr. Yogi.

"Mr. Yogi has in depth and detailed knowledge not only in the public, working in the civil service side as a member of the administration in the Office of Collective Bargaining, but he also has significant experience in the private sector and how the labor negotiations should be conducted in those kinds of sectors. I think with his combined knowledge in both public and private sector labor laws and his knowledge of the civil service system along with collective bargaining, he adds a great deal of perspective and knowledge to the position, which will be a great help to this state.

"So I stand fully in support of the nominee, Mr. President."

Senator Sakamoto rose to speak in support of the nominee and stated:

"Mr. President, I rise in support of the nominee.

"I would like to add to the comments made by the speakers from Kahaluu and Kauai, Mr. President. Over the last few weeks we saw the pressure Mr. Yogi has been under. As Education Chair, I understand that some of the measures before us increased the difficulty of the negotiations. Though not so difficult for this body, I commend his incorporating these good measures into the negotiations to help the teachers – such as their career ladder in the increments issue, such as dealing with performance for teachers and incentivising national certificated teachers – I applaud him and the efforts to improve quality teaching. These are the types of things that we've pushed as well. Certainly his ability to incorporate these good ideas serves us well and I support his nomination and hope we all do as well.

"Thank you."

Senator Slom rose to support the nominee as follows:

"Mr. President, I rise in support of the nominee. I'd like to add my words of congratulations also to Mr. Yogi and to support his nomination for Director of Human Resources Development.

"I would like to follow up on the comments made by the good Senator from Kahaluu because I think it's extremely important that we examine whether or not one individual should have the dual responsibility of heading up this department and also being the state's chief negotiator. It is, I think, very fortunate that we've had a conclusion to this devastating strike. Of course, now we'll never know whether it was the prodding of the federal judge, or whether it was because of state athletic tournaments, or whether it was because of the deadline to get the confirmation of Mr. Yogi, or anything else that we had a successful conclusion to this event, or the fact that the teachers if they would have gone another day would have had to extend the school year and then we would have worried about who got paid for that.

"In any event, I think that we have to look at our whole process of negotiating because I think it failed us. I think the state has failed us. I think that as we look closer at some of the details of those negotiating arrangements that were made, we're going to find out that some of the educational reforms that we were asking for and the changes that we were asking for are not in that crucible and maybe we should take a closer look at the crucible.

"So as I say, Mr. President, I support the nominee because I know he worked hard, however, the question remains as to whether or not one individual should be charged with this responsibility. I did notice, after coming from the Labor hearing, we had a great deal of testimony – we had testimony

from the business community, we had testimony in favor from most of the public labor unions. It was the UHPA that did question the duplicative role of this position, but I think we should also take note that the HSTA submitted no testimony whatsoever on this nominee.

"Thank you, Mr. President."

Senator Hemmings rose to speak in favor of the nominee and said:

"Mr. President, I rise to speak in favor of the nominee.

"I'm hoping that Mr. Yogi, who comes well recommended from almost everybody in the process, addresses the larger issues that we're facing as government. One particular issue will affect future negotiations. It seems the State of Hawaii has one of the largest work forces on a per capita basis of any state in the nation and yet we face disaster after disaster regarding implementation of many of the programs that state employees are designated to do.

"It seems obvious that we definitely need civil service reform and we need other reforms that Mr. Yogi can help actuate to make things happen on behalf of the taxpayers. Our state government is very large and in many areas it's very ineffective by every measure of the standard. Mr. Yogi will have a responsibility to manage this work source and our human resources in such a manner that in the future we don't face the trying times we've just faced with the recent strike. I'm hoping that he'll be successful in his efforts there.

"Thank you, Mr. President."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Menor).

At this time, Senator Nakata introduced Mr. Yogi to the members of the Senate. (Mr. Yogi, who was seated in the gallery with members of his staff, rose to be recognized.)

At 11:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:06 o'clock p.m.

ADVISE AND CONSENT

Stand. Com. Rep. No. 1742 (Gov. Msg. No. 165):

Senator Kim moved that Stand. Com. Rep. No. 1742 be received and placed on file, seconded by Senator English and carried.

Senator Kim then moved that the Senate advise and consent to the nomination of DAVID H. GLEASON to the Board of Directors, Hawai'i Tourism Authority, term to expire June 30, 2004, seconded by Senator English.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1743 (Gov. Msg. No. 169):

Senator Kim moved that Stand. Com. Rep. No. 1743 be received and placed on file, seconded by Senator English and carried.

Senator Kim then moved that the Senate advise and consent to the nomination of SHELLY R. COBB to the King Kamehameha Celebration Commission, term to expire June 30, 2002, seconded by Senator English.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1744 (Gov. Msg. No. 276):

Senator Nakata moved that Stand. Com. Rep. No. 1744 be received and placed on file, seconded by Senator Ihara and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of CHAMP S. ONO to the Civil Service Commission, term to expire June 30, 2002, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1745 (Gov. Msg. No. 297):

Senator Nakata moved that Stand. Com. Rep. No. 1745 be received and placed on file, seconded by Senator Ihara and carried.

Senator Nakata then moved that the Senate advise and consent to the nominations to the Hawai'i Workforce Development Council of the following:

GLADYS C. BAISA, term to expire June 30, 2004; and

MAMO P. CUMMINGS, SUSAN AU DOYLE and ALAN L. GARSON, ED.D., terms to expire June 30, 2005,

seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1746 (Gov. Msg. No. 277):

Senator Matsuura moved that Stand. Com. Rep. No. 1746 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations of KENNETH C.C. CHANG, MARIE E. KIMMEY, AIA, STERLING KRYSLER, NORMAN F. OLESEN and KRISTINE PAGANO to the Disability and Communication Access Board, terms to expire June 30, 2005, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1747 (Gov. Msg. No. 283):

Senator Matsuura moved that Stand. Com. Rep. No. 1747 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

WILLIAM D. O'CONNOR, term to expire June 30, 2003;

TERRI FUJII and MARK H. YAMAKAWA, terms to expire June 30 2004; and

WILLIAM "SPEEDY" BAILEY, LILI BRYAN-CONANT, JESS DAVID CURB, M.D., KATHLEEN DELAHANTY, SUSAN K. FORBES, DR.P.H., JOANNE H. KEALOHA, PETER C. LEWIS, SARAJEAN A. TOKUNAGA and SABRINA R. TOMA, terms to expire June 30, 2005,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1748 (Gov. Msg. No. 284):

By unanimous consent, Stand. Com. Rep. No. 1748 and Gov. Msg. No. 284 were recommitted to the Committee on Health and Human Services.

Stand. Com. Rep. No. 1749 (Gov. Msg. No. 285):

Senator Matsuura moved that Stand. Com. Rep. No. 1749 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the West Oahu Subarea Health Planning Council of the following:

LANCE K. SEGAWA, term to expire June 30, 2004; and

CREIGHTON LIU, MARY ANN PYUN and BRAD GERALD WHITE, terms to expire June 30, 2005,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1750 (Gov. Msg. No. 286):

Senator Matsuura moved that Stand. Com. Rep. No. 1750 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the Windward Oahu Subarea Health Planning Council of the following:

BARBARA J. PENNIAL, term to expire June 30, 2003; and

JULIA E. THORNTON, term to expire June 30, 2005,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1751 (Gov. Msg. No. 287):

Senator Matsuura moved that Stand. Com. Rep. No. 1751 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the Hawai'i County Subarea Health Planning Council of the following:

LESLIE SOOK-HEE CHOW, term to expire June 30, 2003;

WAYNE S. HIGAKI, KERRY A.K. INOUE and LESTER M. INOUE, terms to expire June 30, 2004; and

KARLSON PUNG and JULIETTE M. TULANG, terms to expire June 30, 2005,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1752 (Gov. Msg. No. 288):

Senator Matsuura moved that Stand. Com. Rep. No. 1752 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the Kauai County Subarea Health Planning Council of the following:

ELDRED KAGAWA, ALAN R. KIMURA, ZACHARY OCTAVIO, TRINIDAD RAVAL and THOMAS W. RITA, terms to expire June 30, 2004; and

MAXINE M. CORREA and KATHERINE H.J. GOO, terms to expire June 30, 2005,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1753 (Gov. Msg. No. 289):

Senator Matsuura moved that Stand. Com. Rep. No. 1753 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the Maui County Subarea Health Planning Council of the following:

WILLIAM F. STATON, term to expire June 30, 2002; and

THOMAS R. FITZGERALD, JR., and PATRICIA MARY RAFFETTO, terms to expire June 30, 2005,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1754 (Gov. Msg. No. 304):

Senator Matsuura moved that Stand. Com. Rep. No. 1754 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the State Planning Council on Developmental Disabilities of the following:

ORALIE DELGADO CARTER and ANN COLLINS, terms to expire June 30, 2001, and June 30, 2005;

THOMAS G. NELSON and KIYOKO K. NITZ, PH.D., terms to expire June 30, 2002;

PAUL K. HIGA, term to expire June 30, 2003; and

LANI L. BARTHOLOMEW, PATRICIA HEU, M.D., CINDY OGATA, MARK F. ROMOSER and MARK YASUO YABUI, terms to expire June 30, 2004,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1755 (Gov. Msg. No. 268):

Senator Buen moved that Stand. Com. Rep. No. 1755 be received and placed on file, seconded by Senator Chun and carried.

Senator Buen then moved that the Senate advise and consent to the nominations of CARLTON L. AGENA, CLYDE M. FUJIKAWA and CARL T. MASAKI to the Advisory Committee on Pesticides, terms to expire June 30, 2005, seconded by Senator Chun.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

FINAL READING

Conf. Com. Rep. No. 1 (S.B. No. 1193, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 1 and S.B. No. 1193, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS," was deferred until Tuesday, May 1, 2001.

THIRD READING

Stand. Com. Rep. No. 1698 (H.B. No. 1118, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1698 and H.B. No. 1118, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," was deferred until Tuesday, May 1, 2001.

H.B. No. 567:

By unanimous consent, action on H.B. No. 567, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," was deferred until Tuesday, May 1, 2001.

H.B. No. 715:

By unanimous consent, action on H.B. No. 715, entitled: "A BILL FOR AN ACT RELATING TO THE INTEGRATED TAX INFORMATION MANAGEMENT SYSTEMS ACQUISITION BY THE DEPARTMENT OF TAXATION," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1725 (H.B. No. 144):

By unanimous consent, action on Stand. Com. Rep. No. 1725 and H.B. No. 144, entitled: "A BILL FOR AN ACT RELATING TO KAHOLAWE ISLAND RESERVE," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1726 (H.B. No. 444, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1726 and H.B. No. 444, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1727 (H.B. No. 505, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1727 and H.B. No. 505, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1728 (H.B. No. 508):

By unanimous consent, action on Stand. Com. Rep. No. 1728 and H.B. No. 508, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION PROJECTS," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1729 (H.B. No. 540, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1729 and H.B. No. 540, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1730 (H.B. No. 544, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1730 and H.B. No. 544, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1731 (H.B. No. 545):

By unanimous consent, action on Stand. Com. Rep. No. 1731 and H.B. No. 545, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1732 (H.B. No. 564, H.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 1732 and H.B. No. 564, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1733 (H.B. No. 565, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1733 and H.B. No. 565, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1734 (H.B. No. 611, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1734 and H.B. No. 611, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1735 (H.B. No. 612, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1735 and H.B. No. 612, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1736 (H.B. No. 647, H.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 1736 and H.B. No. 647, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1737 (H.B. No. 670, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1737 and H.B. No. 670, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1738 (H.B. No. 676, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1738 and H.B. No. 676, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1739 (H.B. No. 708):

By unanimous consent, action on Stand. Com. Rep. No. 1739 and H.B. No. 708, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1740 (H.B. No. 869):

By unanimous consent, action on Stand. Com. Rep. No. 1740 and H.B. No. 869, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," was deferred until Tuesday, May 1, 2001.

Stand. Com. Rep. No. 1741 (H.B. No. 693):

By unanimous consent, action on Stand. Com. Rep. No. 1741 and H.B. No. 693, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," was deferred until Tuesday, May 1, 2001.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1101 (H.D. 1):

Senator Chun moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments

proposed by the House to S.B. No. 1101, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1101 on the following showing of Ayes and Noes:

Ayes, 3 (Chun, Kanno, Kokubun). Noes, none. Excused, 1 (Slom).

Senator Chun moved that the Senate agree to the amendments proposed by the House to S.B. No. 1101, seconded by Senator Kanno.

Senator Chun noted:

"Mr. President, the House included in S.B. No. 1101 a severability clause. That was the only difference between our bill and the House version. In discussions with the Judiciary Chair, we felt that the severability clause does not add or subtract anything. In fact, it probably is a good idea to add such a clause into the bill, so we have agreed to the House amendments."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1101 and S.B. No. 1101, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 28 (H.D. 1):

Senator Nakata moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 28, seconded by Senator Hanabusa and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 28 on the following showing of Ayes and Noes:

Ayes, 4 (Nakata, Hanabusa, Buen, Chun). Noes, none. Excused, none.

Senator Nakata moved that the Senate agree to the amendments proposed by the House to S.B. No. 28, seconded by Senator Hanabusa.

Senator Nakata noted:

"Mr. President, this bill is in regards to notifications for plant closings. The federal requirement is for a 60-day notice and this is what we are agreeing to. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 28 and S.B. No. 28, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISLOCATED WORKERS," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 716, S.D. 2 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 716, S.D. 2, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 716, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 2 (Hanabusa, Matsuura). Noes, none. Excused, 1 (Hemmings).

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 716, S.D. 2, seconded by Senator Matsuura.

Senator Hanabusa noted:

"Mr. President, S.B. No. 716 is a special purpose revenue bond for the Kahala living facility. There are no substantive differences between the bills. There's an agreement as to the amount of this special purpose revenue bond. The only major difference may have been the day that the bond lapsed, but the Senate has agreed to that date change."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 716, S.D. 2, and S.B. No. 716, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1164, S.D. 1 (H.D. 1):

Senator Inouye moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1164, S.D. 1, seconded by Senator Kokubun and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1164, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Inouye, Chun Oakland, Kokubun). Noes, none. Excused, 2 (Taniguchi, Hemmings).

At 12:13 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:14 o'clock p.m.

Senator Inouye moved that the Senate agree to the amendments proposed by the House to S.B. No. 1164, S.D. 1, seconded by Senator Kokubun.

Senator Inouye noted:

"Mr. President, for S.B. No. 1164, H.D. 1, the purpose is to protect Hawaii's natural resources and support their management. It authorized conveyance tax funds to be expended to administer the Forest Stewardship Program. Your Committee decided to agree to H.D. 1 because the House made only technical and nonsubstantive changes."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1164, S.D. 1, and S.B. No. 1164, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FOREST

STEWARDSHIP PROGRAM,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1165, S.D. 1 (H.D. 2):

Senator Inouye moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1165, S.D. 1, seconded by Senator Kokubun and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1165, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 4 (Inouye, Kanno, Chun Oakland, Kokubun). Noes, none. Excused, none.

Senator Inouye moved that the Senate agree to the amendments proposed by the House to S.B. No. 1165, S.D. 1, seconded by Senator Kokubun.

Senator Inouye noted:

“Mr. President, S.B. No. 1165, H.D. 2, is to protect Hawaii’s natural resources by establishing administrative fines for violations relating to the Natural Area Reserves System or NARS, as we know it, and the state Endangered Species Act or ESA. It also removes the maximum ceiling provisions for violations of the ESA. Further, it increased fines for intentionally, knowingly, or recklessly killing a threatened or endangered species.

“Your Committee decided to agree to the House changes because the amendments were technical and nonsubstantive amendments.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1165, S.D. 1, and S.B. No. 1165, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PENALTIES FOR NATURAL RESOURCES,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1262 (H.D. 1):

Senator Inouye moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1262, seconded by Senator Kokubun and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1262 on the following showing of Ayes and Noes:

Ayes, 4 (Inouye, Taniguchi, Chun Oakland, Hemmings). Noes, none. Excused, 1 (Ihara).

Senator Inouye moved that the Senate agree to the amendments proposed by the House to S.B. No. 1262, seconded by Senator Kokubun.

Senator Inouye noted:

“Mr. President, S.B. No. 1262, H.D. 1, amends Act 208, Session Laws of Hawaii 2000. The purpose of this bill is to increase the amount of the special purpose revenue bonds to be issued for the establishment of an expanded chilled water

cooling system in downtown Honolulu. It amends the lapsing date. The House amended the bill by extending the lapsing date to June 30, 2005, and making technical and nonsubstantive amendments.

“Your Conference Committee decided to go along with H.D. 1 because the supporters of the bill were satisfied with the changes. Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1262 and S.B. No. 1262, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 597, S.D. 1 (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 597, S.D. 1, seconded by Senator Hanabusa and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 597, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Kanno, Hanabusa, Hogue). Noes, none. Excused, 1 (Ihara).

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 597, S.D. 1, seconded by Senator Hanabusa.

Senator Kanno noted:

“Mr. President, the measure changes the name of the State Planning Council on Developmental Disabilities to the State Council on Developmental Disabilities. It also amends the state law to comply with recent changes in the federal disability law.

“The House version we are agreeing to had technical, nonsubstantive amendments. Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 597, S.D. 1, and S.B. No. 597, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 525, S.D. 1 (H.D. 1):

Senator Sakamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 525, S.D. 1, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 525, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Sakamoto, Chun Oakland, Hogue). Noes, none. Excused, 2 (Matsunaga, Taniguchi).

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 525, S.D. 1, seconded by Senator Kanno.

Senator Sakamoto noted:

“Mr. President, S.B. No. 525, S.D. 1, H.D. 1, is related to textbooks. The purpose of this measure was to enable the schools to be responsible for the maintenance of inventories and allow principals to collect fees and other fines. The House made clarifying amendments.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 525, S.D. 1, and S.B. No. 525, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TEXTBOOKS,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 535, S.D. 2 (H.D. 1):

Senator Sakamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 535, S.D. 2, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 535, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 4 (Sakamoto, Kanno, Taniguchi, Hogue). Noes, none. Excused, 1 (Kawamoto).

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 535, S.D. 2, seconded by Senator Kanno.

Senator Sakamoto noted:

“Mr. President, on S.B. No. 535, S.D. 1, H.D. 1, Relating to Education, the purpose of the measure was to clarify that the after-school programs and weekend school activities for children are child care programs and not educational programs.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 535, S.D. 2, and S.B. No. 535, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 670, S.D. 1 (H.D. 1):

Senator Sakamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 670, S.D. 1, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 670, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 4 (Sakamoto, Chun Oakland, Tam, Hogue). Noes, none. Excused, 1 (Taniguchi).

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 670, S.D. 1, seconded by Senator Kanno.

Senator Sakamoto noted:

“Mr. President, on S.B. No. 670, S.D. 1, Relating to the Hawaii State Student Council, some provisions related to the Conference procedures were deleted by the House on this measure.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 670, S.D. 1, and S.B. No. 670, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII STATE STUDENT COUNCIL,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1207, S.D. 1 (H.D. 2):

Senator Sakamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1207, S.D. 1, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1207, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 4 (Sakamoto, Kanno, Taniguchi, Ige). Noes, none. Excused, 1 (Hogue).

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 1207, S.D. 1, seconded by Senator Kanno.

Senator Sakamoto noted:

“Mr. President, on S.B. No. 1207, S.D. 1, H.D. 2, the purpose was to require the University of Hawaii general counsel to advise its clients on how to avoid future claims and clarifies the liabilities incurred through suits by the UH and the state.”

“The House added a provision related to disclosure of privileged communication should not constitute a waiver of attorney/client privilege.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1207, S.D. 1, and S.B. No. 1207, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1208, S.D. 1 (H.D. 3):

Senator Sakamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1208, S.D. 1, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1208, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Sakamoto, Kanno, Hogue). Noes, none. Excused, 2 (Ige, Matsunaga).

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 1208, S.D. 1, seconded by Senator Kanno.

Senator Sakamoto noted:

“Mr. President, on S.B. No. 1208, S.D. 1, H.D. 3, Relating to the University of Hawaii, this was related to clarifying the roles of the senior vice president for legal affairs and the University general counsel representing the University.

“The House added a provision that when real property transactions are made, the authority is allowed to the University except for transactions that do not require legislative appropriations. Thank you, Mr. President.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1208, S.D. 1, and S.B. No. 1208, S.D. 1, H.D. 3, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 758, S.D. 1 (H.D. 2):

Senator Kawamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 758, S.D. 1, seconded by Senator Kim and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 758, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Kawamoto, Kim, Fukunaga). Noes, none. Excused, 1 (Taniguchi).

Senator Kawamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 758, S.D. 1, seconded by Senator Kim.

Senator Kawamoto noted:

“Mr. President, the House amendments require the examiner of drivers to provide foreign language examinations. Those languages are to be determined by the Department of Transportation effective July 1, 2001. The Senate draft said that the examiners of drivers may provide exams in a foreign language and the foreign language be in the language used at least by 10,000 persons in the state population according to the last census. We had the effective date January 1, 2001, that was passed.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 758, S.D. 1, and S.B. No. 758, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DRIVER’S LICENSES,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

Senator Tam, Chair of the Committee on Economic Development and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.R. No. 75, and the Chair granted the waiver.

Senator Taniguchi, Chair of the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 20 for the following House bill and resolutions:

H.B. No. 1345;
H.C.R. No. 11; and
H.C.R. No. 12,

and the Chair granted the waiver.

At this time, Senator Kim, on behalf of the members of the Senate, extended happy birthday wishes to President Bunda.

Senator Hogue rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“I think that many of us over the past 24 to 48 hours have been very pleased that the teacher’s strike is over. Unfortunately, there might be some casualties that have come out of that. One of them might be those who participate in the world of sports.

“Now I think all of us have recognized how important sports and sports-related activities are in our lives. There are Legislators here on the Floor who participated in sports very actively in Hawaii. The esteemed Senator from Kauai was a track star at Kauai High School. I don’t know how fast he ran that 100-yard dash, but by golly, they may still be timing him. (Laughter.) The Senator from Kalihi Valley, as a matter of fact, was a great swimmer at Farrington High School, and I understand she’s still selling her posters from when she was a song girl. (Laughter.) The Senator from Waimanalo, besides being a world champion surfer, was also an all-star football player. He played lineman, one of the smallest linemen in Punahou history. And the birthday boy, Mr. President, was an outstanding basketball and baseball player at Leilehua High School.

“So I think that we can all see that there are some very good things that happen because we have this great experience in the world of sports.

“There are some youngsters today who may not be able to realize their full potential and their full dream in the world of sports if something goes forward that was talked about yesterday. Our Superintendent of schools, Dr. Paul LeMahieu, first issued a statement because he was concerned about missed class time that would pull the public school participation in the state athletic tournaments. After a huge public outcry led by members of the board of education and others, he reconsidered.

“I have talked to Dr. LeMahieu personally and he says as long as there is not missed class time, we will go forward with these state tournaments, but we must come up with some creative solutions and it’s very important.

“So I ask you, please, in your busy schedules, if you’ve got some ideas, to make sure that some of these future legislators get an opportunity to participate in these very important tournaments, that you perhaps drop them by my office because the kids really deserve this opportunity.

“There will be a meeting tomorrow, as a matter of fact, at the Department of Education to talk about potential solutions. I applaud the Superintendent’s reconsideration to move forward on this.

“Mr. President, we need to save the state tournaments. We need to let the kids realize their dreams. These kids have been victims once; they don’t deserve to be victims again.

“Thank you very much.”

ADJOURNMENT

At 12:29 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 6:30 o'clock p.m., Thursday, April 26, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-SEVENTH DAY

Thursday, April 26, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 6:44 o'clock p.m. with the President in the Chair.

The Divine Blessing was invoked by Mrs. Janice Vierra, Kaimuki Evangelical Church, after which the Roll was called showing all Senators present with the exception of Senator Matsuura who was excused.

The President announced that he had read and approved the Journal of the Fifty-Sixth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 317, dated April 5, 2001, transmitting the 2000 Report of the Business Action Center pursuant to Act 377, SLH 1988, was read by the Clerk and was placed on file.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 30, from the State Auditor dated April 24, 2001, transmitting a report, "Audit of the Management of State Boating Facilities by the Department of Land and Natural Resources," (Report No. 01-09), was read by the Clerk and was placed on file.

HOUSE COMMUNICATION

Hse. Com. No. 663, informing the Senate that the amendments proposed by the Senate to the following House concurrent resolutions were agreed to by the House and said resolutions were finally adopted in the House of Representatives on April 25, 2001:

H.C.R. No. 64, H.D. 1, S.D. 1;
H.C.R. No. 71, S.D. 1;
H.C.R. No. 87, S.D. 1;
H.C.R. No. 115, S.D. 1;
H.C.R. No. 122, S.D. 1; and
H.C.R. No. 182, H.D. 1, S.D. 1,

was read by the Clerk and was placed on file.

CONFERENCE COMMITTEE REPORTS

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 606, S.D. 1, presented a report (Conf. Com. Rep. No. 3) recommending that S.B. No. 606, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 3 and S.B. No. 606, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLED WATER," was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 178, S.D. 2, presented a report (Conf. Com. Rep. No. 4) recommending that S.B. No. 178, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 4 and S.B. No. 178, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1162, S.D. 1, presented a report (Conf. Com. Rep. No. 5) recommending that S.B. No. 1162, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 5 and S.B. No. 1162, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 48, S.D. 1, presented a report (Conf. Com. Rep. No. 6) recommending that S.B. No. 48, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 6 and S.B. No. 48, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred for a period of 48 hours.

Senator Buen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 221, S.D. 1, presented a report (Conf. Com. Rep. No. 7) recommending that S.B. No. 221, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 7 and S.B. No. 221, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 646, H.D. 1, presented a report (Conf. Com. Rep. No. 53) recommending that H.B. No. 646, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 53 and H.B. No. 646, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE," was deferred for a period of 48 hours.

Senator Buen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1556, presented a report (Conf. Com. Rep. No. 54) recommending that H.B. No. 1556, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 54 and H.B. No. 1556, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," was deferred for a period of 48 hours.

Senator Buen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 503, H.D. 2, presented a report (Conf.

Com. Rep. No. 55) recommending that H.B. No. 503, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 55 and H.B. No. 503, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE LEASES," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 638, H.D. 1, presented a report (Conf. Com. Rep. No. 56) recommending that H.B. No. 638, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 56 and H.B. No. 638, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 731, H.D. 1, presented a report (Conf. Com. Rep. No. 57) recommending that H.B. No. 731, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 57 and H.B. No. 731, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 16, H.D. 2, presented a report (Conf. Com. Rep. No. 58) recommending that H.B. No. 16, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 58 and H.B. No. 16, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 896, H.D. 1, presented a report (Conf. Com. Rep. No. 59) recommending that H.B. No. 896, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 59 and H.B. No. 896, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REVISED UNIFORM COMMERCIAL CODE ARTICLE 9 – SECURED TRANSACTIONS," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 945, H.D. 1, presented a report (Conf. Com. Rep. No. 60) recommending that H.B. No. 945, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 60 and H.B. No. 945, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORK," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senators Tam and Kim, for the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1767) recommending that S.R. No. 30, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1767 and S.R. No. 30, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A RELATIONSHIP FOR ECONOMIC DEVELOPMENT BETWEEN THE STATE OF HAWAII AND THE GEOGRAPHICAL AREAS OF TAIPEI, TAI CHUNG, AND TAINAN, TAIWAN," was deferred until Friday, April 27, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1768) recommending that the Senate advise and consent to the nominations of TERRI FUJII, MARY DIXON and DEBORAH K. MORIKAWA to the Honolulu Subarea Health Planning Council, in accordance with Gov. Msg. No. 284.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1768 and Gov. Msg. No. 284 was deferred until Friday, April 27, 2001.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1769) recommending that the Senate advise and consent to the nominations of CLAIRE H. MOTODA, WINIFRED N. ODO and MYRON L. TONG to the Procurement Policy Board, in accordance with Gov. Msg. No. 312.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1769 and Gov. Msg. No. 312 was deferred until Friday, April 27, 2001.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1770) recommending that the Senate advise and consent to the nominations of ELI K. NAHULU, GERALDINE K. BELL and RUBY P. MCDONALD to the Island Burial Council, Island of Hawai'i, in accordance with Gov. Msg. No. 306.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1770 and Gov. Msg. No. 306 was deferred until Friday, April 27, 2001.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1771) recommending that the Senate advise and consent to the nominations of LESLIE A. KULOLOIO and MICHAEL P. MINN to the Island Burial Council, Islands of Maui and Lanai, in accordance with Gov. Msg. No. 307.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1771 and Gov. Msg. No. 307 was deferred until Friday, April 27, 2001.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1772) recommending that the Senate advise and consent to the nominations of LAWRENCE K. AKI, LANCE M. DUNBAR, ROXANNE L. FRENCH and PEARL HODGINS to the Island Burial Council, Island of Molokai, in accordance with Gov. Msg. No. 308.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1772 and Gov. Msg. No. 308 was deferred until Friday, April 27, 2001.

Senator Chun, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1773) recommending that the Senate advise and consent to the nominations of LYNETTE PUALANI TIFFANY, CHARLES A. EHRHORN and ERIC R. BEAVER to the Island Burial Council, Island of Oahu, in accordance with Gov. Msg. No. 309.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1773 and Gov. Msg. No. 309 was deferred until Friday, April 27, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1774) recommending that the Senate advise and consent to the nomination of LINDA CHRISTINE LEWIS to the Community-Based Economic Development Advisory Council, in accordance with Gov. Msg. No. 155.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1774 and Gov. Msg. No. 155 was deferred until Friday, April 27, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1775) recommending that the Senate advise and consent to the nominations of DAVID LASSNER, PH.D., and RUSSELL T. YAMANE to the Board of Directors, High Technology Development Corporation, in accordance with Gov. Msg. No. 183.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1775 and Gov. Msg. No. 183 was deferred until Friday, April 27, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1776) recommending that the Senate advise and consent to the nominations of GLENN IOANE TEVES and DAVID FUERTES to the Community-Based Economic Development Advisory Council, in accordance with Gov. Msg. No. 225.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1776 and Gov. Msg. No. 225 was deferred until Friday, April 27, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1777) recommending that the Senate advise and consent to the nominations of JOHN (JACK) W. BATES, CHRISTOPHER LEE, ALBERT A. BURNS and RAY L. LOVELL to the Hawai'i Television and Film Advisory Board, in accordance with Gov. Msg. No. 282.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1777 and Gov. Msg. No. 282 was deferred until Friday, April 27, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1778) recommending that the Senate advise and consent to the nominations of JONATHAN A. KOBAYASHI and ANTONIO J. SAGUIBO, JR., to the Board of Directors, Hawai'i Strategic Development Corporation, in accordance with Gov. Msg. No. 305.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1778 and Gov. Msg. No. 305 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1779) recommending that the Senate advise and consent to the nominations of JOELLE K. CHIU, STEPHEN Y.H. KWOCK and HOWARD S. TODO to the State Board of Public Accountancy, in accordance with Gov. Msg. No. 220.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1779 and Gov. Msg. No. 220 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1780) recommending that the Senate advise and consent to the nomination of GERALDINE S. WADE, D.A.C., to the Board of Acupuncture, in accordance with Gov. Msg. No. 221.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1780 and Gov. Msg. No. 221 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1781) recommending that the Senate advise and consent to the nominations of EDNA H. KANO and ELAINE K. KIMURA to the State Board of Barbering and Cosmetology, in accordance with Gov. Msg. No. 222.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1781 and Gov. Msg. No. 222 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1782) recommending that the Senate advise and consent to the nomination of STEVEN J.T. CHOW to the State Board of Chiropractic Examiners, in accordance with Gov. Msg. No. 223.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1782 and Gov. Msg. No. 223 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1783) recommending that the Senate advise and consent to the nomination of GARY S. FUKUROKU to the Credit Union Advisory Board, in accordance with Gov. Msg. No. 226.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1783 and Gov. Msg. No. 226 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1784) recommending that the Senate advise and consent to the nominations of GERALD ADACHI, D.M.D., DEBORAH E. LICHOTA, R.D.H., ANN C. TERANISHI and RONALD L. YOUNG, D.M.D., to the Board of Dental Examiners, in accordance with Gov. Msg. No. 227.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1784 and Gov. Msg. No. 227 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep.

No. 1785) recommending that the Senate advise and consent to the nomination of CLIFFORD LABOY to the Board of Electricians and Plumbers, in accordance with Gov. Msg. No. 230.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1785 and Gov. Msg. No. 230 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1786) recommending that the Senate advise and consent to the nomination of LANCE H. SHIBATA to the Elevator Mechanics Licensing Board, in accordance with Gov. Msg. No. 231.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1786 and Gov. Msg. No. 231 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1787) recommending that the Senate advise and consent to the nomination of PATRICK S. YAMADA to the Rental Housing Trust Fund Advisory Commission, in accordance with Gov. Msg. No. 237.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1787 and Gov. Msg. No. 237 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1788) recommending that the Senate advise and consent to the nominations of PATRICK A.Y.H. AHANA, D.V.M., and NARIYOSHI HIRAOKA to the Board of Veterinary Examiners, in accordance with Gov. Msg. No. 243.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1788 and Gov. Msg. No. 243 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1789) recommending that the Senate advise and consent to the nominations of DOUGLAS M. GOTO, CAROLEE C. KUBO and BRIAN YAMANE to the Board of Directors of the Hawai'i Hurricane Relief Fund, in accordance with Gov. Msg. No. 249.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1789 and Gov. Msg. No. 249 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1790) recommending that the Senate advise and consent to the nominations of KERWIN D.W. CHONG and MELVIN MIYAMOTO to the Hoisting Machine Operators Advisory Board, in accordance with Gov. Msg. No. 253.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1790 and Gov. Msg. No. 253 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1791) recommending that the Senate advise and consent to the nomination of LLOYD K. SODETANI to the Board of Massage Therapy, in accordance with Gov. Msg. No. 257.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1791 and Gov. Msg. No. 257 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1792) recommending that the Senate advise and consent to the nomination of MELVIN H. MIYASAKI to the Motor Vehicle Repair Industry Board, in accordance with Gov. Msg. No. 263.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1792 and Gov. Msg. No. 263 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1793) recommending that the Senate advise and consent to the nominations of KATHARYN F. DAUB, R.N., DARRYL N. ING, JILLIAN INOUE, PH.D., and JOANNE ITANO, PH.D., to the State Board of Nursing, in accordance with Gov. Msg. No. 265.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1793 and Gov. Msg. No. 265 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1794) recommending that the Senate advise and consent to the nomination of LAURA Y. CHOCK to the Board of Examiners in Optometry, in accordance with Gov. Msg. No. 266.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1794 and Gov. Msg. No. 266 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1795) recommending that the Senate advise and consent to the nominations of MICHAEL JOHN BOTHA and ANDREW C. NOWINSKI to the Pest Control Board, in accordance with Gov. Msg. No. 267.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1795 and Gov. Msg. No. 267 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1796) recommending that the Senate advise and consent to the nominations of ERIC H. KUNISAKI, LIANNE H. MALAPIT, PHARM.D., and VALERIE M.K. MATSUNAGA, PHARM.D., to the Board of Pharmacy, in accordance with Gov. Msg. No. 269.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1796 and Gov. Msg. No. 269 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1797) recommending that the Senate advise and consent to the nominations of NAOMI KINOSHITA WADA, P.T., RANDAL HASHIMOTO and CYNTHIA M. TAMAYO, P.T., to the Board of Physical Therapy, in accordance with Gov. Msg. No. 270.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1797 and Gov. Msg. No. 270 was deferred until Friday, April 27, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1798) recommending that the Senate advise and consent to the nomination of EVELYN H. YANAGIDA, PH.D., to the Board of Psychology, in accordance with Gov. Msg. No. 271.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1798 and Gov. Msg. No. 271 was deferred until Friday, April 27, 2001.

ORDER OF THE DAY

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM WEDNESDAY, APRIL 25, 2001

Stand. Com. Rep. No. 1762 (S.R. No. 100, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.R. No. 100, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING FURTHER ACTION ON THE DESIGNATION OF A STATE RECREATIONAL AND HISTORIC PARK AND NATURE RESERVE AT KAPUA, HONOMALINO, OKOE, KAULANAMAUNA, AND MANUKA DISTRICTS IN SOUTH KONA AND KA'U, ISLAND OF HAWAII," was adopted.

FINAL READING

Conf. Com. Rep. No. 2 (S.B. No. 986, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 2 and S.B. No. 986, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," was deferred until Tuesday, May 1, 2001.

ADVISE AND CONSENT

Stand. Com. Rep. No. 1756 (Gov. Msg. No. 248):

Senator Sakamoto moved that Stand. Com. Rep. No. 1756 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of BENJAMIN T. TORIGOE, AIA, to the Hawai'i Historic Places Review Board, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Taniguchi).

Stand. Com. Rep. No. 1757 (Gov. Msg. No. 278):

Senator Sakamoto moved that Stand. Com. Rep. No. 1757 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of GALEN K. ONOUYE to the Education Commission of the States, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Taniguchi).

Stand. Com. Rep. No. 1758 (Gov. Msg. No. 280):

Senator Sakamoto moved that Stand. Com. Rep. No. 1758 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nominations to the Hawai'i School-to-Work Executive Council of the following:

ALBERT S. NISHIMURA, term to expire June 30, 2003; and

KATHRYN K. INKINEN, HARVARD C.S. KIM, THERESIA C. MCMURDO and LYNNE E. WOODS, terms to expire June 30, 2004,

seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Taniguchi).

Stand. Com. Rep. No. 1759 (Gov. Msg. No. 281):

Senator Sakamoto moved that Stand. Com. Rep. No. 1759 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of FAIRFAX A. REILLY, M.Ed., to the Hawai'i Teacher Standards Board, terms to expire June 30, 2001, and June 30, 2002, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Taniguchi).

Stand. Com. Rep. No. 1760 (Gov. Msg. No. 291):

Senator Sakamoto moved that Stand. Com. Rep. No. 1760 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of DUANE K. KURISU to the Board of Regents, University of Hawai'i, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Taniguchi).

Stand. Com. Rep. No. 1761 (Gov. Msg. No. 303):

Senator Sakamoto moved that Stand. Com. Rep. No. 1761 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nominations to the State Foundation on Culture and the Arts Commission of the following:

CORINE HAYASHI, term to expire June 30, 2004; and

EUNICE M. DEMELLO and ALFRED LAURETA, terms to expire June 30, 2005,

seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Taniguchi).

Stand. Com. Rep. No. 1763 (Gov. Msg. No. 238):

Senator Hanabusa moved that Stand. Com. Rep. No. 1763 be received and placed on file, seconded by Senator Buen and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of FRED T. YAMASHIRO to the Board of Taxation Review, Third Taxation District (Hawai'i), term to expire June 30, 2005, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Taniguchi).

Stand. Com. Rep. No. 1764 (Gov. Msg. No. 239):

Senator Hanabusa moved that Stand. Com. Rep. No. 1764 be received and placed on file, seconded by Senator Buen and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of EDUARDO TOPENIO JR. to the Board of Taxation Review, Fourth Taxation District (Kauai), term to expire June 30, 2005, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Taniguchi).

Stand. Com. Rep. No. 1765 (Gov. Msg. No. 296):

Senator Hanabusa moved that Stand. Com. Rep. No. 1765 be received and placed on file, seconded by Senator Buen and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of GEORGE M. MENOR to the Board of Taxation Review, Fourth Taxation District (Kauai), term to expire June 30, 2004, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Taniguchi).

Stand. Com. Rep. No. 1766 (Gov. Msg. No. 310):

Senator Hanabusa moved that Stand. Com. Rep. No. 1766 be received and placed on file, seconded by Senator Buen and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nominations of GEORGE FREITAS, MARILYN J. GAGEN, CRAIG K. HIRAI, JAMES E.T. MONCUR, PH.D., MARILYN M. NIWAO, CYRUS I. ODA and LEIGHTON H.C. WONG to the Tax Review Commission, terms to expire

upon the adjournment sine die of the second regular session of the Legislature, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura, Taniguchi).

At 6:49 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:59 o'clock p.m.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 24, S.D. 2 (H.D. 2):

Senator Nakata moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 24, S.D. 2, seconded by Senator Hanabusa and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 24, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 4 (Nakata, Hanabusa, Kawamoto, Slom). Noes, none. Excused, 2 (Chun, Taniguchi).

Senator Nakata moved that the Senate agree to the amendments proposed by the House to S.B. No. 24, S.D. 2, seconded by Senator Hanabusa.

Senator Nakata noted:

"Mr. President, on S.B. No. 24, S.D. 2, H.D. 2, this is to move up the date for the experimental modernization section of Act 253 of last year. The draft makes some amendments that make the measure more clearly state that the various agencies that are involved will cooperate in this effort of modernization. That's the basic change. It's clearer in the intent."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 24, S.D. 2, and S.B. No. 24, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1045 (H.D. 1):

Senator Nakata moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1045, seconded by Senator Hanabusa and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1045, on the following showing of Ayes and Noes:

Ayes, 3 (Nakata, Hanabusa, Slom). Noes, none. Excused, none.

Senator Nakata moved that the Senate agree to the amendments proposed by the House to S.B. No. 1045, seconded by Senator Hanabusa.

Senator Nakata noted:

"Mr. President, on S.B. No. 1045, H.D. 1, this is an emergency appropriation for the health fund. The House had a more current estimate of what that appropriation should be, so \$1 million is added to the emergency appropriation. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1045 and S.B. No. 1045, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1315, S.D. 2 (H.D. 2):

Senator Sakamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1315, S.D. 2, seconded by Senator Taniguchi and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1315, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Sakamoto, Taniguchi, Hogue). Noes, none. Excused, 2 (Ige, Tam).

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 1315, S.D. 2, seconded by Senator Taniguchi.

Senator Sakamoto noted:

"Mr. President, on S.B. No. 1315 the purpose of the bill was to enable the Department of Education to establish custodial accounts by allowing insurance companies to bear the cost as well as for deposit of annuities by employees. The House made technical and nonsubstantive amendments."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1315, S.D. 2, and S.B. No. 1315, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.C.R. No. 65, S.D. 1 (H.D. 1):

Senator Sakamoto moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 65, S.D. 1, seconded by Senator Chun and carried.

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 65, S.D. 1, seconded by Senator Chun.

Senator Sakamoto noted:

"Mr. President, S.C.R. No. 65 dealt with the House/Senate Joint Investigating Committee for Felix. The House amended the measure by specifying that the Committee shall be comprised of 12 members – six appointed by the Senate President and six appointed by the Speaker of the House."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No.

65, S.D. 1, and S.C.R. No. 65, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A JOINT SENATE-HOUSE INVESTIGATIVE COMMITTEE TO INVESTIGATE THE STATE'S EFFORTS TO COMPLY WITH THE FELIX CONSENT DECREE," was placed on the calendar for Final Adoption on Friday, April 27, 2001.

S.C.R. No. 113 (H.D. 1):

Senator Sakamoto moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 113, seconded by Senator Chun and carried.

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 113, seconded by Senator Chun.

Senator Sakamoto noted:

"Mr. President, S.C.R. No. 113 requests the Legislative Reference Bureau to study the funding and regulation of new century charter schools. The House added various clauses in addition to what we had in the resolution for the Legislative Reference Bureau to study and added that the Auditor, the Department of Education, Budget and Finance, Attorney General, Department of Health, and the University of Hawaii College of Education will assist in looking at some of the areas to be studied."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 113 and S.C.R. No. 113, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FUNDING AND REGULATION OF NEW CENTURY CHARTER SCHOOLS," was placed on the calendar for Final Adoption on Friday, April 27, 2001.

S.B. No. 97 (H.D. 1):

Senator Tam moved that the Senate reconsider its action taken on April 3, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 97, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 97 on the following showing of Ayes and Noes:

Ayes, 4 (Tam, Kanno, Menor, Hogue). Noes, none. Excused, 1 (Ihara).

Senator Tam moved that the Senate agree to the amendments proposed by the House to S.B. No. 97, seconded by Senator Kanno.

Senator Tam noted:

"Mr. President and fellow colleagues, the Senate conferees agreed with the House of Representatives' enactment date, which is upon its approval."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 97 and S.B. No. 97, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELEMARKETING FRAUD," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.C.R. No. 28, S.D. 1 (H.D. 1):

Senator Tam moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 28, S.D. 1, seconded by Senator Ige and carried.

Senator Tam moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 28, S.D. 1, seconded by Senator Ige.

Senator Tam noted:

"Mr. President, the amendments are in addition to the benefits to the film and television industry which has strong growth potential and the ability to become an important economic engine for Hawaii."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 28, S.D. 1, and S.C.R. No. 28, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE TECHNOLOGY TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S TECHNOLOGY INDUSTRY, AND REQUESTING THE STREAMLINING OF STATE FILM PERMITTING," was placed on the calendar for Final Adoption on Friday, April 27, 2001.

S.C.R. No. 29, S.D. 1 (H.D. 1):

Senator Tam moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 29, S.D. 1, seconded by Senator Ige and carried.

Senator Tam moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 29, S.D. 1, seconded by Senator Ige.

Senator Tam noted:

"Mr. President, the amendments are in addition to the benefits to the film and television industry which has strong growth potential and the ability to become an important economic engine for Hawaii."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 29, S.D. 1, and S.C.R. No. 29, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF AN ECONOMIC TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S ECONOMIC DIVERSITY, AND REQUESTING THE DEPARTMENT OF TAXATION AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, WITH THE ASSISTANCE AND RECOMMENDATIONS OF THE HAWAII TELEVISION AND FILM DEVELOPMENT BOARD, TO CONSIDER CHANGES TO THE CRITERIA FOR MOTION PICTURE AND TELEVISION TAX INCENTIVES," was placed on the calendar for Final Adoption on Friday, April 27, 2001.

S.C.R. No. 102, S.D. 1 (H.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 102, S.D. 1, seconded by Senator Hanabusa and carried.

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 102, S.D. 1, seconded by Senator Hanabusa.

Senator Taniguchi noted:

"Mr. President, the amendment made by the House was to further clarify the types of funds that should be included in the survey of federally mandated state programs. This clarification is a technical amendment and does not affect the intent of this concurrent resolution."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 102, S.D. 1, and S.C.R. No. 102, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS SURVEY OF FEDERALLY MANDATED STATE PROGRAMS," was placed on the calendar for Final Adoption on Friday, April 27, 2001.

At 7:08 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:10 o'clock p.m.

Senator Sakamoto, Chair of the Committee on Education, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.B. No. 94, and the Chair granted the waiver.

Senator Tam, Chair of the Committee on Economic Development and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 20 for H.C.R. No. 93, and the Chair granted the waiver.

Senator Kim, Chair of the Committee on Tourism and Intergovernmental Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.C.R. No. 156, and the Chair granted the waiver.

Senator Buen, Chair of the Committee on Agriculture, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.C.R. No. 23 and H.C.R. No. 129, and the Chair granted the waiver.

Senator Hogue rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, I wanted to point out one other victory besides the University of Hawaii over the formerly number one BYU, and that is we did save the state athletic tournaments today. Thank you so much for all of your encouragement and support."

APPOINTMENT OF CONFEREES

S.C.R. No. 23, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 23, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Menor, co-chair; Hogue as managers on the part of the Senate at such conference.

S.C.R. No. 90, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 90, S.D. 1,

and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, co-chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

S.C.R. No. 156, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 156, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Kanno, co-chair; English, Sakamoto, Slom as managers on the part of the Senate at such conference.

H.C.R. No. 129, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.C.R. No. 129, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chair; Taniguchi, co-chair; Menor, Kokubun, Hogue as managers on the part of the Senate at such conference.

CONFERENCE COMMITTEE REPORTS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Senate authorized the Clerk to receive Conference Committee Reports on Senate and House bills for Final Reading. In consequence thereof, and subsequent to its recessing at 7:16 o'clock p.m., the Senate took the following actions:

Senator Kim, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 900, S.D. 2, presented a report (Conf. Com. Rep. No. 8) recommending that S.B. No. 900, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 8 and S.B. No. 900, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE APPLICATIONS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 865, S.D. 1, presented a report (Conf. Com. Rep. No. 9) recommending that S.B. No. 865, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 9 and S.B. No. 865, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL-TO-WORK," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1081, presented a report (Conf. Com. Rep. No. 10) recommending that S.B. No. 1081, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 10 and S.B. No. 1081, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1213, S.D. 2, presented a report (Conf.

Com. Rep. No. 11) recommending that S.B. No. 1213, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 11 and S.B. No. 1213, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1236, presented a report (Conf. Com. Rep. No. 12) recommending that S.B. No. 1236, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 12 and S.B. No. 1236, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 118, S.D. 1, presented a report (Conf. Com. Rep. No. 13) recommending that S.B. No. 118, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 13 and S.B. No. 118, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1119, S.D. 2, presented a report (Conf. Com. Rep. No. 14) recommending that S.B. No. 1119, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 14 and S.B. No. 1119, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1385, presented a report (Conf. Com. Rep. No. 15) recommending that S.B. No. 1385, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 15 and S.B. No. 1385, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1110, S.D. 2, presented a report (Conf. Com. Rep. No. 16) recommending that S.B. No. 1110, S.D. 2, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 16 and S.B. No. 1110, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," was deferred for a period of 48 hours.

Senator Chun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1390, S.D. 1, presented a report (Conf. Com. Rep. No. 17) recommending that S.B. No. 1390, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 17 and S.B. No. 1390, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADITIONAL HAWAIIAN HEALING PRACTICES," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1123, S.D. 1, presented a report (Conf. Com. Rep. No. 18) recommending that S.B. No. 1123, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 18 and S.B. No. 1123, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL RECORDS," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1455, S.D. 1, presented a report (Conf. Com. Rep. No. 19) recommending that S.B. No. 1455, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 19 and S.B. No. 1455, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM," was deferred for a period of 48 hours.

Senator Tam, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1276, S.D. 1, presented a report (Conf. Com. Rep. No. 20) recommending that S.B. No. 1276, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 20 and S.B. No. 1276, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSQUATTING," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1011, S.D. 1, presented a report (Conf. Com. Rep. No. 21) recommending that S.B. No. 1011, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 21 and S.B. No. 1011, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOGRAPHIC INFORMATION SYSTEMS," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 683, S.D. 1, presented a report (Conf. Com. Rep. No. 22) recommending that S.B. No. 683, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 22 and S.B. No. 683, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO PUBLIC SAFETY," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1512, presented a report (Conf. Com. Rep. No. 23) recommending that S.B. No. 1512, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 23 and S.B. No. 1512, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1178, S.D. 2, presented a report (Conf. Com. Rep. No. 24) recommending that S.B. No. 1178, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 24 and S.B. No. 1178, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred for a period of 48 hours.

Senator Chun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1102, S.D. 2, presented a report (Conf. Com. Rep. No. 25) recommending that S.B. No. 1102, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 25 and S.B. No. 1102, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1061, S.D. 1, presented a report (Conf. Com. Rep. No. 26) recommending that S.B. No. 1061, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 26 and S.B. No. 1061, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1066, S.D. 1, presented a report (Conf. Com. Rep. No. 27) recommending that S.B. No. 1066, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 27 and S.B. No. 1066, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1071, presented a report (Conf. Com. Rep. No. 28) recommending that S.B. No. 1071, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 28 and S.B. No. 1071, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1079, S.D. 1, presented a report (Conf. Com. Rep. No. 29) recommending that S.B. No. 1079, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 29 and S.B. No. 1079, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY PARTNERSHIPS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1349, S.D. 1, presented a report (Conf. Com. Rep. No. 30) recommending that S.B. No. 1349, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 30 and S.B. No. 1349, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MUTUAL BENEFIT SOCIETIES," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1550, S.D. 2, presented a report (Conf. Com. Rep. No. 31) recommending that S.B. No. 1550, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 31 and S.B. No. 1550, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred for a period of 48 hours.

Senator Buen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 643, S.D. 2, presented a report (Conf. Com. Rep. No. 32) recommending that S.B. No. 643, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 32 and S.B. No. 643, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOGS," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 185, S.D. 1, presented a report (Conf. Com. Rep. No. 33) recommending that S.B. No. 185, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 33 and S.B. No. 185, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1199, S.D. 2, presented a report (Conf. Com. Rep. No. 34) recommending that S.B. No. 1199, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 34 and S.B. No. 1199, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," was deferred for a period of 48 hours.

Senator Tam, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 950, S.D. 1, presented a report (Conf. Com. Rep. No. 35) recommending that S.B. No. 950, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 35 and S.B. No. 950, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 589, S.D. 1, presented a report (Conf. Com. Rep. No. 36) recommending that S.B. No. 589, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 36 and S.B. No. 589, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL INSURANCE," was deferred for a period of 48 hours.

Senator Tam, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 796, S.D. 1, presented a report (Conf. Com. Rep. No. 37) recommending that S.B. No. 796, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 37 and S.B. No. 796, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 614, H.D. 2, presented a report (Conf. Com. Rep. No. 61) recommending that H.B. No. 614, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 61 and H.B. No. 614, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 868, H.D. 1, presented a report (Conf. Com. Rep. No. 62) recommending that H.B. No. 868, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 62 and H.B. No. 868, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1111, H.D. 1, presented a report (Conf.

Com. Rep. No. 63) recommending that H.B. No. 1111, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 63 and H.B. No. 1111, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 77, H.D. 1, presented a report (Conf. Com. Rep. No. 64) recommending that H.B. No. 77, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 64 and H.B. No. 77, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 702, H.D. 2, presented a report (Conf. Com. Rep. No. 65) recommending that H.B. No. 702, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 65 and H.B. No. 702, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 236, H.D. 1, presented a report (Conf. Com. Rep. No. 66) recommending that H.B. No. 236, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 66 and H.B. No. 236, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 123, H.D. 1, presented a report (Conf. Com. Rep. No. 67) recommending that H.B. No. 123, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 67 and H.B. No. 123, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPEEDING," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 135, H.D. 2, presented a report (Conf. Com. Rep. No. 68) recommending that H.B. No. 135, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 68 and H.B. No. 135, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 728, presented a report (Conf. Com. Rep. No. 69) recommending that H.B. No. 728, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 69 and H.B. No. 728, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1685, H.D. 1, presented a report (Conf. Com. Rep. No. 70) recommending that H.B. No. 1685, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 70 and H.B. No. 1685, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred for a period of 48 hours.

Senator Chun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 624, presented a report (Conf. Com. Rep. No. 71) recommending that H.B. No. 624, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 71 and H.B. No. 624, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 986, H.D. 1, presented a report (Conf. Com. Rep. No. 72) recommending that H.B. No. 986, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 72 and H.B. No. 986, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION DOCUMENTS," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1004, H.D. 1, presented a report (Conf. Com. Rep. No. 73) recommending that H.B. No. 1004, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 73 and H.B. No. 1004, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1115, presented a report (Conf. Com. Rep. No. 74) recommending that H.B. No. 1115, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 74 and

H.B. No. 1115, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ADMISSIBILITY OF PAID BILLS IN COURT," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1668, H.D. 1, presented a report (Conf. Com. Rep. No. 75) recommending that H.B. No. 1668, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 75 and H.B. No. 1668, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 161, H.D. 2, presented a report (Conf. Com. Rep. No. 76) recommending that H.B. No. 161, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 76 and H.B. No. 161, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1211, H.D. 1, presented a report (Conf. Com. Rep. No. 77) recommending that H.B. No. 1211, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 77 and H.B. No. 1211, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1255, H.D. 1, presented a report (Conf. Com. Rep. No. 78) recommending that H.B. No. 1255, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 78 and H.B. No. 1255, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 583, H.D. 1, presented a report (Conf. Com. Rep. No. 79) recommending that H.B. No. 583, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 79 and H.B. No. 583, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 600, H.D. 1, presented a report (Conf. Com. Rep. No. 80) recommending that H.B. No. 600, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 80 and H.B. No. 600, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 644, H.D. 1, presented a report (Conf. Com. Rep. No. 81) recommending that H.B. No. 644, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 81 and H.B. No. 644, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 653, H.D. 1, presented a report (Conf. Com. Rep. No. 82) recommending that H.B. No. 653, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 82 and H.B. No. 653, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1243, H.D. 1, presented a report (Conf. Com. Rep. No. 83) recommending that H.B. No. 1243, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 83 and H.B. No. 1243, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 204, H.D. 1, presented a report (Conf. Com. Rep. No. 84) recommending that H.B. No. 204, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 84 and H.B. No. 204, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 271, H.D. 1, presented a report (Conf. Com. Rep. No. 85) recommending that H.B. No. 271, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 85 and H.B. No. 271, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 594, H.D. 2, presented a report (Conf.

Com. Rep. No. 86) recommending that H.B. No. 594, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 86 and H.B. No. 594, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 469, H.D. 2, presented a report (Conf. Com. Rep. No. 87) recommending that H.B. No. 469, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 87 and H.B. No. 469, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL PERSONNEL," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 498, H.D. 1, presented a report (Conf. Com. Rep. No. 88) recommending that H.B. No. 498, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 88 and H.B. No. 498, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 526, H.D. 1, presented a report (Conf. Com. Rep. No. 89) recommending that H.B. No. 526, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 89 and H.B. No. 526, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 645, H.D. 1, presented a report (Conf. Com. Rep. No. 90) recommending that H.B. No. 645, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 90 and H.B. No. 645, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 201, H.D. 1, presented a report (Conf. Com. Rep. No. 91) recommending that H.B. No. 201, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 91 and H.B. No. 201, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION ACT," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 599, H.D. 1, presented a report (Conf. Com. Rep. No. 92) recommending that H.B. No. 599, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 92 and H.B. No. 599, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," was deferred for a period of 48 hours.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 6:30 o'clock p.m., Friday, April 27, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-EIGHTH DAY

Friday, April 27, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 6:41 o'clock p.m. with the President in the Chair.

The Divine Blessing was invoked by Mrs. Shirley Engel, Waianae Seventh-day Adventist Church, after which the Roll was called showing all Senators present with the exception of Senators Ige and Menor who were excused.

The President announced that he had read and approved the Journal of the Fifty-Seventh Day.

At 6:44 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:50 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 318 to 321) were read by the Clerk and were placed on file:

Gov. Msg. No. 318, informing the Senate that on April 25, 2001, he signed the following bills into law:

House Bill No. 22 as Act 17, entitled: "RELATING TO TIME SHARING PLANS";

House Bill No. 23 as Act 18, entitled: "RELATING TO DECEPTIVE TRADE PRACTICES FOR TIME SHARE PLANS";

House Bill No. 216 as Act 19, entitled: "RELATING TO HARBORS";

House Bill No. 240 as Act 20, entitled: "RELATING TO CHECK CASHING";

House Bill No. 662 as Act 21, entitled: "RELATING TO CRIMINAL PENALTIES";

House Bill No. 761 as Act 22, entitled: "RELATING TO UNACCREDITED DEGREE GRANTING INSTITUTIONS";

House Bill No. 998 as Act 23, entitled: "RELATING TO LAND COURT";

House Bill No. 1003 as Act 24, entitled: "RELATING TO THE PENAL CODE";

House Bill No. 1134 as Act 25, entitled: "RELATING TO COLLECTION AGENCIES";

Senate Bill No. 45 as Act 26, entitled: "RELATING TO FARMING";

Senate Bill No. 175 as Act 27, entitled: "RELATING TO TIME SHARING PLANS";

Senate Bill No. 840 as Act 28, entitled: "RELATING TO FINANCIAL INSTITUTIONS";

Senate Bill No. 1111 as Act 29, entitled: "RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES"; and

Senate Bill No. 1508 as Act 30, entitled: "RELATING TO OFFENSES AGAINST THE PERSON."

Gov. Msg. No. 319, informing the Senate that on April 26, 2001, he signed the following bills into law:

House Bill No. 509 as Act 31, entitled: "RELATING TO MEASUREMENT STANDARDS";

House Bill No. 518 as Act 32, entitled: "RELATING TO TOBACCO";

House Bill No. 524 as Act 33, entitled: "RELATING TO COMPUTER CRIME";

House Bill No. 691 as Act 34, entitled: "RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM";

House Bill No. 1173 as Act 35, entitled: "RELATING TO LODGING OR TENEMENT HOUSES, HOTELS, AND BOARDINGHOUSES";

Senate Bill No. 264 as Act 36, entitled: "RELATING TO CERTIFICATION FOR TAX EXEMPTION";

Senate Bill No. 499 as Act 37, entitled: "RELATING TO LEAVE SHARING";

Senate Bill No. 1017 as Act 38, entitled: "RELATING TO RESIDENTIAL LEASEHOLDS";

Senate Bill No. 1047 as Act 39, entitled: "RELATING TO THE SHORT-TERM INVESTMENT OF STATE MONEYS";

Senate Bill No. 1049 as Act 40, entitled: "RELATING TO THE REPEAL OF OUTSTANDING AUTHORIZED BUT UNISSUED SPECIAL PURPOSE REVENUE BONDS";

Senate Bill No. 1108 as Act 41, entitled: "RELATING TO FUNERAL ASSISTANCE PAYMENTS";

Senate Bill No. 1138 as Act 42, entitled: "RELATING TO THE STATEWIDE NEWBORN HEARING SCREENING PROGRAM";

Senate Bill No. 1171 as Act 43, entitled: "RELATING TO REPORTS";

Senate Bill No. 1192 as Act 44, entitled: "RELATING TO PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER"; and

Senate Bill No. 1195 as Act 45, entitled: "RELATING TO TAXPAYER COMMUNICATION CONFIDENTIALITY PRIVILEGES."

Gov. Msg. No. 320, informing the Senate that on April 26, 2001, he signed the following bills into law:

House Bill No. 514 as Act 46, entitled: "RELATING TO DEPUTY ATTORNEYS GENERAL";

House Bill No. 523 as Act 47, entitled: "RELATING TO THE UNAUTHORIZED PRACTICE OF LAW";

House Bill No. 527 as Act 48, entitled: "RELATING TO INTERSTATE FAMILY SUPPORT";

House Bill No. 598 as Act 49, entitled: "RELATING TO CONSUMER PROTECTIONS FOR DEPOSITORY INSTITUTION SALES OF INSURANCE";

House Bill No. 634 as Act 50, entitled: "RELATING TO MEDICAL ASSISTANCE RECOVERY";

House Bill No. 637 as Act 51, entitled: "RELATING TO OHANA CONFERENCING";

House Bill No. 697 as Act 52, entitled: "RELATING TO THE HAWAII TELECOMMUNICATIONS AND INFORMATION INDUSTRIES ACT";

House Bill No. 699 as Act 53, entitled: "RELATING TO SUBSTANCE ABUSE TESTING";

House Bill No. 1016 as Act 54, entitled: "RELATING TO THE MEMBERS OF THE BOARD OF EDUCATION";

House Bill No. 1159 as Act 55, entitled: "RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS";

House Bill No. 1411 as Act 56, entitled: "RELATING TO SECONDARY MARKET SERVICES CORP.—HAWAII";

Senate Bill No. 205 as Act 57, entitled: "RELATING TO LICENSE PLATES";

Senate Bill No. 630 as Act 58, entitled: "RELATING TO INTOXICATING LIQUORS";

Senate Bill No. 1010 as Act 59, entitled: "RELATING TO FUNCTIONAL PLANS";

Senate Bill No. 1018 as Act 60, entitled: "RELATING TO THE FEE SIMPLE RESIDENTIAL REVOLVING FUND";

Senate Bill No. 1039 as Act 61, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM";

Senate Bill No. 1073 as Act 62, entitled: "RELATING TO TRAVEL SERVICES";

Senate Bill No. 1161 as Act 63, entitled: "RELATING TO THE DISPOSITION OF ABANDONED OR SEIZED PROPERTY ON PUBLIC LANDS";

Senate Bill No. 1198 as Act 64, entitled: "RELATING TO THE PUBLIC SERVICE COMPANY TAX"; and

Senate Bill No. 1406 as Act 65, entitled: "RELATING TO HOLIDAYS."

Gov. Msg. No. 321, dated April 26, 2001, transmitting a report, "Statistics of Hawaii Agriculture 1999," prepared by the Hawaii Agricultural Statistics Service.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 31, from the Department of Health, Chronic Disease Management and Control Branch, dated April 19, 2000, transmitting a report, "Arthritis in Hawaii, Kawaiho'ola (Healing Waters)," by the Hawaii Arthritis Control Program

Advisory Committee, was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 664 to 672) were read by the Clerk and were placed on file:

Hse. Com. No. 664, informing the Senate that the House has disagreed to the amendments proposed by the Senate to H.C.R. No. 129, H.D. 1, and that the Speaker on April 26, 2001, appointed Representatives Suzuki, Magaoay, co-chairs, Gomes as managers on the part of the House for the consideration of said amendments.

Hse. Com. No. 665, informing the Senate that the Speaker on April 26, 2001, appointed Representatives Kahikina, Arakaki, co-chairs, Stonebraker as managers on the part of the House for the consideration of amendments proposed by the House to S.C.R. No. 23, S.D. 2 (H.D. 1).

Hse. Com. No. 666, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to the following House bills and has on April 26, 2001, agreed to the amendments and passed said bills on Final Reading:

H.B. No. 79, H.D. 1, S.D. 1;
H.B. No. 282, H.D. 2, S.D. 1;
H.B. No. 384, H.D. 1, S.D. 1;
H.B. No. 543, S.D. 2;
H.B. No. 550, S.D. 1;
H.B. No. 613, S.D. 2;
H.B. No. 735, S.D. 1;
H.B. No. 996, S.D. 1;
H.B. No. 1048, H.D. 2, S.D. 1;
H.B. No. 1138, S.D. 1;
H.B. No. 1231, H.D. 1, S.D. 1; and
H.B. No. 1679, H.D. 1, S.D. 1.

Hse. Com. No. 667, returning S.C.R. No. 31, S.D. 1, which was adopted in the House of Representatives on April 26, 2001.

Hse. Com. No. 668, returning S.C.R. No. 61, S.D. 1, which was adopted in the House of Representatives on April 26, 2001.

Hse. Com. No. 669, returning S.C.R. No. 76, S.D. 1, which was adopted in the House of Representatives on April 26, 2001.

Hse. Com. No. 670, returning S.C.R. No. 98, which was adopted in the House of Representatives on April 26, 2001.

Hse. Com. No. 671, returning S.C.R. No. 99, S.D. 1, which was adopted in the House of Representatives on April 26, 2001.

Hse. Com. No. 672, returning S.C.R. No. 152, S.D. 1, which was adopted in the House of Representatives on April 26, 2001.

CONFERENCE COMMITTEE REPORTS

Senator Buen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 224, S.D. 1, presented a report (Conf. Com. Rep. No. 38) recommending that S.B. No. 224, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 38 and S.B. No. 224, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR

AN ACT MAKING AN APPROPRIATION FOR PINEAPPLE RESEARCH,” was deferred for a period of 48 hours.

Senator Buen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 638, S.D. 2, presented a report (Conf. Com. Rep. No. 39) recommending that S.B. No. 638, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 39 and S.B. No. 638, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MOLOKAI IRRIGATION SYSTEM,” was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 981, S.D. 1, presented a report (Conf. Com. Rep. No. 40) recommending that S.B. No. 981, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 40 and S.B. No. 981, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES,” was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1435, S.D. 1, presented a report (Conf. Com. Rep. No. 41) recommending that S.B. No. 1435, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 41 and S.B. No. 1435, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HYDROGEN RESEARCH AND DEVELOPMENT,” was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1234, H.D. 1, presented a report (Conf. Com. Rep. No. 93) recommending that H.B. No. 1234, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 93 and H.B. No. 1234, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO QUEST,” was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 284, H.D. 1, presented a report (Conf. Com. Rep. No. 94) recommending that H.B. No. 284, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 94 and H.B. No. 284, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 786, H.D. 1, presented a report (Conf. Com. Rep. No. 95) recommending that H.B. No. 786, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 95 and H.B. No. 786, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES,” was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 429, presented a report (Conf. Com. Rep. No. 96) recommending that H.B. No. 429, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 96 and H.B. No. 429, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BLINDNESS SKILL TRAINING,” was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1233, H.D. 1, presented a report (Conf. Com. Rep. No. 97) recommending that H.B. No. 1233, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 97 and H.B. No. 1233, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO YOUTH SERVICES,” was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 962, presented a report (Conf. Com. Rep. No. 98) recommending that H.B. No. 962, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 98 and H.B. No. 962, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO A SENTENCING SIMULATION MODEL,” was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1667, H.D. 2, presented a report (Conf. Com. Rep. No. 99) recommending that H.B. No. 1667, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 99 and H.B. No. 1667, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS,” was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1799) recommending that H.B. No. 1345, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1799 and H.B. No. 1345, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENERGY CONTENT OF FUELS,” was deferred until Tuesday, May 1, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1800) recommending that H.C.R. No. 11 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1800 and H.C.R. No. 11, entitled: “HOUSE CONCURRENT

RESOLUTION AUTHORIZING THE LEASE OF SUBMERGED LANDS AT DUKE KAHANAMOKU BEACH AT WAIKIKI, HONOLULU, OAHU, FOR PIER PURPOSES," was deferred until Tuesday, May 1, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1801) recommending that H.C.R. No. 12 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1801 and H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON LAND EXCHANGES," was deferred until Tuesday, May 1, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1802) recommending that the Senate advise and consent to the nominations of KATHLEEN DELAHANTY, LOURDES P. MUGAS, MAUREEN BATES, CHARLES E. CONANT, GERALDINE M. FERGE, LUANA S. NAKANO, VICTORIA A. SUYAT and MIKEY T. TOMITA to the State Rehabilitation Council, in accordance with Gov. Msg. No. 292.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1802 and Gov. Msg. No. 292 was deferred until Tuesday, May 1, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1803) recommending that the Senate advise and consent to the nominations of AL M. INOUE, DENNIS OKIHARA, WARREN ORIKASA, KATSUMI TANAKA, SIDNEY A. QUINTAL, MAILE V.O. ROMANOWSKI, ROBERT SPEERS, PH.D., NOLAN S.B. AHN, CAROLANN G. GUY and PHYLLIS N.T. SHEA to the Small Business Regulatory Review Board, in accordance with Gov. Msg. No. 293.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1803 and Gov. Msg. No. 293 was deferred until Tuesday, May 1, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1804) recommending that the Senate advise and consent to the nominations of MITCHELL A. IMANAKA and JOHN OHAMA to the Real Estate Commission, in accordance with Gov. Msg. No. 185.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1804 and Gov. Msg. No. 185 was deferred until Tuesday, May 1, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1805) recommending that the Senate advise and consent to the nomination of DAVID M. MORIHARA to the Public Utilities Commission, in accordance with Gov. Msg. No. 272.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1805 and Gov. Msg. No. 272 was deferred until Tuesday, May 1, 2001.

Senator Kanno, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1806) recommending that the Senate advise and consent to the nomination of ALFRED K. BEAVER, SR., as Chairperson, Hawai'i Paroling Authority, in accordance with Gov. Msg. No. 311.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1806 and Gov. Msg. No. 311 was deferred until Tuesday, May 1, 2001.

Senators Tam and Kim, for the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1807) recommending that the Senate advise and consent to the nominations of ANTHONY R. GUERRERO, JR., and CAROLE KAI ONOUYE to the Stadium Authority, in accordance with Gov. Msg. No. 295.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1807 and Gov. Msg. No. 295 was deferred until Tuesday, May 1, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1808) recommending that S.R. No. 75, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1808 and S.R. No. 75, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE SENATE ECONOMIC DEVELOPMENT AND TECHNOLOGY COMMITTEE TO ENCOURAGE ECONOMIC DEVELOPMENT BY HOLDING PUBLIC HEARINGS ON ORGANIZING A MULTICULTURAL VILLAGE AT KAKAAKO AND DEVELOPING A WATERFRONT MASTER PLAN FROM KEEHI LAGOON TO KAKAAKO," was deferred until Tuesday, May 1, 2001.

Senator Tam, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1809) recommending that H.C.R. No. 93 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1809 and H.C.R. No. 93, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT TO DESIGNATE A NEW NATIONAL PARK FROM KEONE O'IO TO KANALOA POINT ON THE SOUTHEAST COAST OF MAUI," was deferred until Tuesday, May 1, 2001.

Senator Tam, for the majority of the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1810) recommending that the Senate not advise and consent to the nomination of DAVID M. LOUIE to the Board of Directors, Aloha Tower Development Corporation, in accordance with Gov. Msg. No. 178.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1810 and Gov. Msg. No. 178 was deferred until Tuesday, May 1, 2001.

ORDER OF THE DAY

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM THURSDAY, APRIL 26, 2000

Stand. Com. Rep. No. 1767 (S.R. No. 30, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.R. No. 30, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A RELATIONSHIP FOR ECONOMIC DEVELOPMENT BETWEEN THE STATE OF HAWAII AND THE GEOGRAPHICAL AREAS OF TAIPEI, TAI CHUNG, AND TAINAN, TAIWAN," was adopted.

FINAL ADOPTION

S.C.R. No. 28, S.D. 1, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 28, S.D. 1, and S.C.R. No. 28, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE TECHNOLOGY TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S TECHNOLOGY INDUSTRY, AND REQUESTING THE STREAMLINING OF STATE FILM PERMITTING," was Finally Adopted.

S.C.R. No. 29, S.D. 1, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 29, S.D. 1, and S.C.R. No. 29, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF AN ECONOMIC TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S ECONOMIC DIVERSITY, AND REQUESTING THE DEPARTMENT OF TAXATION AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, WITH THE ASSISTANCE AND RECOMMENDATIONS OF THE HAWAII TELEVISION AND FILM DEVELOPMENT BOARD, TO CONSIDER CHANGES TO THE CRITERIA FOR MOTION PICTURE AND TELEVISION TAX INCENTIVES," was Finally Adopted.

S.C.R. No. 65, S.D. 1, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 65, S.D. 1, and S.C.R. No. 65, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A JOINT SENATE-HOUSE INVESTIGATIVE COMMITTEE TO INVESTIGATE THE STATE'S EFFORTS TO COMPLY WITH THE FELIX CONSENT DECREE," was Finally Adopted.

S.C.R. No. 102, S.D. 1, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 102, S.D. 1, and S.C.R. No. 102, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS SURVEY OF FEDERALLY MANDATED STATE PROGRAMS," was Finally Adopted.

S.C.R. No. 113, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 113 and S.C.R. No. 113, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FUNDING AND REGULATION OF NEW CENTURY CHARTER SCHOOLS," was Finally Adopted.

ADVISE AND CONSENT

Stand. Com. Rep. No. 1768 (Gov. Msg. No. 284):

Senator Matsuura moved that Stand. Com. Rep. No. 1768 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the Honolulu Subarea Health Planning Council of the following:

TERRI FUJII, term to expire June 30, 2003; and

MARY DIXON and DEBORAH K. MORIKAWA, terms to expire June 30, 2005,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1769 (Gov. Msg. No. 312):

Senator Kawamoto moved that Stand. Com. Rep. No. 1769 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Kawamoto then moved that the Senate advise and consent to the nominations of CLAIRE H. MOTODA, WINIFRED N. ODO and MYRON L. TONG to the Procurement Policy Board, terms to expire June 30, 2005, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1770 (Gov. Msg. No. 306):

Senator Chun moved that Stand. Com. Rep. No. 1770 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Chun then moved that the Senate advise and consent to the nominations to the Island Burial Council, Island of Hawai'i of the following:

ELI K. NAHULU, term to expire June 30, 2003; and

GERALDINE K. BELL and RUBY P. MCDONALD, terms to expire June 30, 2005,

seconded by Senator Kokubun.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1771 (Gov. Msg. No. 307):

Senator Chun moved that Stand. Com. Rep. No. 1771 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Chun then moved that the Senate advise and consent to the nominations of LESLIE A. KULOLOIO and MICHAEL P. MINN to the Island Burial Council, Islands of Maui and Lanai, terms to expire June 30, 2005, seconded by Senator Kokubun.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1772 (Gov. Msg. No. 308):

Senator Chun moved that Stand. Com. Rep. No. 1772 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Chun then moved that the Senate advise and consent to the nominations of LAWRENCE K. AKI, LANCE M. DUNBAR, ROXANNE L. FRENCH and PEARL HODGINS to the Island Burial Council, Island of Molokai, terms to expire June 30, 2005, seconded by Senator Kokubun.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1773 (Gov. Msg. No. 309):

Senator Chun moved that Stand. Com. Rep. No. 1773 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Chun then moved that the Senate advise and consent to the nominations to the Island Burial Council, Island of Oahu of the following:

LYNETTE PUALANI TIFFANY, term to expire June 30, 2002;

CHARLES A. EHRHORN, term to expire June 30, 2003; and

ERIC R. BEAVER, term to expire June 30, 2005,

seconded by Senator Kokubun.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1774 (Gov. Msg. No. 155):

Senator Tam moved that Stand. Com. Rep. No. 1774 be received and placed on file, seconded by Senator Ihara and carried.

Senator Tam then moved that the Senate advise and consent to the nomination of LINDA CHRISTINE LEWIS to the Community-Based Economic Development Advisory Council, terms to expire June 30, 2001, and June 30, 2005, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1775 (Gov. Msg. No. 183):

Senator Tam moved that Stand. Com. Rep. No. 1775 be received and placed on file, seconded by Senator Ihara and carried.

Senator Tam then moved that the Senate advise and consent to the nominations of DAVID LASSNER, PH.D., and RUSSELL T. YAMANE to the Board of Directors, High Technology Development Corporation, terms to expire June 30, 2005, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1776 (Gov. Msg. No. 225):

Senator Tam moved that Stand. Com. Rep. No. 1776 be received and placed on file, seconded by Senator Ihara and carried.

Senator Tam then moved that the Senate advise and consent to the nominations to the Community-Based Economic Development Advisory Council of the following:

GLENN IOANE TEVES, term to expire June 30, 2003; and

DAVID FUERTES, term to expire June 30, 2005,

seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1777 (Gov. Msg. No. 282):

Senator Tam moved that Stand. Com. Rep. No. 1777 be received and placed on file, seconded by Senator Ihara and carried.

Senator Tam then moved that the Senate advise and consent to the nominations to the Hawai'i Television and Film Advisory Board of the following:

JOHN (JACK) W. BATES, terms to expire June 30, 2001, and June 30, 2005;

CHRISTOPHER LEE, term to expire June 30, 2002;

ALBERT A. BURNS, term to expire June 30, 2003; and

RAY L. LOVELL, term to expire June 30, 2004,

seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1778 (Gov. Msg. No. 305):

Senator Tam moved that Stand. Com. Rep. No. 1778 be received and placed on file, seconded by Senator Ihara and carried.

Senator Tam then moved that the Senate advise and consent to the nominations of JONATHAN A. KOBAYASHI and ANTONIO J. SAGUIBO, JR., to the Board of Directors, Hawai'i Strategic Development Corporation, terms to expire June 30, 2005, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1779 (Gov. Msg. No. 220):

Senator Matsunaga moved that Stand. Com. Rep. No. 1779 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nominations of JOELLE K. CHIU, STEPHEN Y. H. KWOCK and HOWARD S. TODO to the State Board of Public Accountancy, terms to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1780 (Gov. Msg. No. 221):

Senator Matsunaga moved that Stand. Com. Rep. No. 1780 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nomination of GERALDINE S. WADE, D.AC., to the Board of Acupuncture, terms to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1781 (Gov. Msg. No. 222):

Senator Matsunaga moved that Stand. Com. Rep. No. 1781 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nominations of EDNA H. KANO and ELAINE K. KIMURA to the State Board of Barbering and Cosmetology, terms to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1782 (Gov. Msg. No. 223):

Senator Matsunaga moved that Stand. Com. Rep. No. 1782 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nomination of STEVEN J.T. CHOW to the State Board of Chiropractic Examiners, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1783 (Gov. Msg. No. 226):

Senator Matsunaga moved that Stand. Com. Rep. No. 1783 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nomination of GARY S. FUKUROKU to the Credit Union Advisory Board, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1784 (Gov. Msg. No. 227):

Senator Matsunaga moved that Stand. Com. Rep. No. 1784 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nominations of GERALD ADACHI, D.M.D., DEBORAH E. LICHOTA, R.D.H., ANN C. TERANISHI and RONALD L. YOUNG, D.M.D., to the Board of Dental Examiners, terms to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1785 (Gov. Msg. No. 230):

Senator Matsunaga moved that Stand. Com. Rep. No. 1785 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nomination of CLIFFORD LABOY to the Board of Electricians and Plumbers, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1786 (Gov. Msg. No. 231):

Senator Matsunaga moved that Stand. Com. Rep. No. 1786 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nomination of LANCE H. SHIBATA to the Elevator Mechanics Licensing Board, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1787 (Gov. Msg. No. 237):

Senator Matsunaga moved that Stand. Com. Rep. No. 1787 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nomination of PATRICK S. YAMADA to the Rental Housing Trust Fund Advisory Commission, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1788 (Gov. Msg. No. 243):

Senator Matsunaga moved that Stand. Com. Rep. No. 1788 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nominations of PATRICK A.Y.H. AHANA, D.V.M., and NARIYOSHI HIRAOA to the Board of Veterinary Examiners, terms to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1789 (Gov. Msg. No. 249):

Senator Matsunaga moved that Stand. Com. Rep. No. 1789 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nominations of DOUGLAS M. GOTO, CAROLEE C. KUBO and BRIAN YAMANE to the Board of Directors of the Hawai'i Hurricane Relief Fund, terms to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1790 (Gov. Msg. No. 253):

Senator Matsunaga moved that Stand. Com. Rep. No. 1790 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nominations of KERWIN D.W. CHONG and MELVIN MIYAMOTO to the Hoisting Machine Operators Advisory Board, terms to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1791 (Gov. Msg. No. 257):

Senator Matsunaga moved that Stand. Com. Rep. No. 1791 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nomination of LLOYD K. SODETANI to the Board of Massage Therapy, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1792 (Gov. Msg. No. 263):

Senator Matsunaga moved that Stand. Com. Rep. No. 1792 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nomination of MELVIN H. MIYASAKI to the Motor Vehicle Repair Industry Board, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1793 (Gov. Msg. No. 265):

Senator Matsunaga moved that Stand. Com. Rep. No. 1793 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nominations of KATHARYN F. DAUB, R.N., DARRYL N. ING, JILLIAN INOUE, PH.D., and JOANNE ITANO, PH.D., to the State Board of Nursing, terms to expire June 30, 2004, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1794 (Gov. Msg. No. 266):

Senator Matsunaga moved that Stand. Com. Rep. No. 1794 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nomination of LAURA Y. CHOCK to the Board of Examiners in Optometry, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1795 (Gov. Msg. No. 267):

Senator Matsunaga moved that Stand. Com. Rep. No. 1795 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nominations of MICHAEL JOHN BOTHA and ANDREW C. NOWINSKI to the Pest Control Board, terms to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1796 (Gov. Msg. No. 269):

Senator Matsunaga moved that Stand. Com. Rep. No. 1796 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nominations to the Board of Pharmacy of the following:

ERIC H. KUNISAKI, term to expire June 30, 2002; and

LIANNE H. MALAPIT, PHARM.D., and VALERIE M.K. MATSUNAGA, PHARM.D., terms to expire June 30, 2005,

seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1797 (Gov. Msg. No. 270):

Senator Matsunaga moved that Stand. Com. Rep. No. 1797 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nominations to the Board of Physical Therapy of the following:

NAOMI KINOSHITA WADA, P.T., term to expire June 30, 2003; and

RANDAL HASHIMOTO and CYNTHIA M. TAMAYO, P.T., terms to expire June 30, 2005,

seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 1798 (Gov. Msg. No. 271):

Senator Matsunaga moved that Stand. Com. Rep. No. 1798 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Matsunaga then moved that the Senate advise and consent to the nomination of EVELYN H. YANAGIDA, PH.D., to the Board of Psychology, term to expire June 30, 2005, seconded by Senator Chumbley.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1264, S.D. 2 (H.D. 2):

Senator Buen moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1264, S.D. 2, seconded by Senator Chun and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1264, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Buen, Chun, Taniguchi). Noes, none. Excused, 1 (Hogue).

Senator Buen moved that the Senate agree to the amendments proposed by the House to S.B. No. 1264, S.D. 2, seconded by Senator Chun.

Senator Buen noted:

"Mr. President, the purpose of this measure is to fairly apply the wholesale general excise tax to Hawaii aquaculture producers. S.B. No. 1264, S.D. 2, H.D. 2, seeks to provide that sales of aquaculture products and seed stock for producing agricultural and aquacultural products to a licensed producer or cooperative association are considered wholesale sales for purposes of the general excise tax.

"The S.D. 2 and H.D. 2 of this measure contain differing language on this subject. However, at Conference we came to the understanding that the H.D. 2 satisfies the concerns of both the Department of Taxation and the aquaculture industry. The S.D. 2 had additional provisions that included an appropriation. At Conference, the appropriation concerns were addressed in other measures.

"Therefore, as Senate Chair of the Conference Committee on this measure, I recommend that the Senate agree to S.B. No. 1264, S.D. 2, H.D. 2. Thank you, Mr. President."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1264, S.D. 2, and S.B. No. 1264, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.C.R. No. 85 (H.D. 1):

Senator Chun moved that the Senate reconsider its action taken on April 23, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 85, seconded by Senator Inouye and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.C.R. No. 85, on the following showing of Ayes and Noes:

Ayes, 3 (Chun, Inouye, Chumbley). Noes, none. Excused, 2 (Kokubun, Hemmings).

Senator Chun moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 85, seconded by Senator Inouye.

Senator Chun noted:

"Mr. President, this concurrent resolution sets up an advisory group to study the issues of Hawaii cave laws or the laws regarding Hawaii caves and how we can handle them.

"The House made some minor changes to the composition of the advisory group and in discussion with the Department of Land and Natural Resources, which will oversee the advisory

group, they had no oppositions or concerns regarding the changes. So we recommend that the changes be accepted by the Senate.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 85 and S.C.R. No. 85, H.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO GATHER PUBLIC INPUT AND RECOMMEND STATUTORY CAVE LAW,” was placed on the calendar for Final Adoption on Tuesday, May 1, 2001.

S.B. No. 699 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 699, seconded by Senator Chun and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 699 on the following showing of Ayes and Noes:

Ayes, 3 (Hanabusa, Buen, Hemmings). Noes, none. Excused, 2 (Chun, Kawamoto).

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 699, seconded by Senator Chun.

Senator Hanabusa noted:

“Mr. President, the House amended the bill by inserting a dollar as to the amount of the refund. As you know, this is a requirement under Article VII, Section 6, of the Hawaii Constitution.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 699 and S.B. No. 699, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 1473, S.D. 2 (H.D. 1):

Senator Inouye moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1473, S.D. 2, seconded by Senator Kokubun and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1473, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Inouye, Kokubun, Chun Oakland). Noes, 1 (Hemmings). Excused, 3 (Chumbley, Chun, Taniguchi).

Senator Inouye moved that the Senate agree to the amendments proposed by the House to S.B. No. 1473, S.D. 2, seconded by Senator Kokubun.

Senator Inouye noted:

“Mr. President, the purpose of S.B. No. 1473 is to establish a smart growth program for the state. Your Conference

Committee decided to agree to H.D. 1 because the changes were simply technical and nonsubstantive.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1473, S.D. 2, and S.B. No. 1473, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PLANNING,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 209, S.D. 2 (H.D. 2):

Senator Kawamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 209, S.D. 2, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 209, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Kawamoto, Kanno, Kim). Noes, none. Excused, 2 (Buen, Slom).

Senator Kawamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 209, S.D. 2, seconded by Senator Kanno.

Senator Kawamoto noted:

“Mr. President, S.B. No. 209, S.D. 2, H.D. 2, relates to parking for persons with disabilities. The drafts are substantially similar. The House draft removes the requirement of a photo on their identification card.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 209, S.D. 2, and S.B. No. 209, S.D. 2, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES,” was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 752, S.D. 1 (H.D. 1):

Senator Kawamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 752, S.D. 1, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 752, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Kawamoto, Tam, Hemmings). Noes, none. Excused, 2 (Fukunaga, Taniguchi).

Senator Kawamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 752, S.D. 1, seconded by Senator Kanno.

Senator Kawamoto noted:

“Mr. President, on S.B. No. 752, Relating to State Boating Facilities, the House draft included a reference to direct negotiations to the HRS, Section 171-59.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 752, S.D. 1, and S.B. No. 752, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BOATING FACILITIES," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.B. No. 905 (H.D. 1):

Senator Kawamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 905, seconded by Senator Kanno and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 905 on the following showing of Ayes and Noes:

Ayes, 3 (Kawamoto, Kanno, Hemmings). Noes, none. Excused, 1 (Tam).

Senator Kawamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 905, seconded by Senator Kanno.

Senator Kawamoto noted:

"Mr. President, on S.B. No. 905, H.D. 1, Relating to the Enforcement of the Lobbyist Law, the House draft authorizes the deposit of fines in the general fund. It also gives the State Ethics Commission jurisdiction for the purpose of investigation of alleged violations in all proceedings commenced within three years. The state draft is six years."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 905 and S.B. No. 905, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF THE LOBBYIST LAW," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

S.C.R. No. 7, S.D. 1 (H.D. 1):

Senator Matsuura moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 7, S.D. 1, seconded by Senator Buen and carried.

Senator Matsuura moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 7, S.D. 1, seconded by Senator Buen.

Senator Matsuura noted:

"Mr. President, S.C.R. No. 7 is requesting the developmental plan to improve oral health for our children of low income adults, and disabled in the state. This is a good measure and I would recommend we agree to it."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 7, S.D. 1, and S.C.R. No. 7, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPROVE ORAL HEALTH FOR CHILDREN, LOW-INCOME ADULTS, AND THE DISABLED IN THE STATE," was placed on the calendar for Final Adoption on Tuesday, May 1, 2001.

S.C.R. No. 15 (H.D. 1):

Senator Matsuura moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 15, seconded by Senator Buen and carried.

Senator Matsuura moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 15, seconded by Senator Buen.

Senator Matsuura noted:

"Mr. President, S.C.R. No. 15 requests the creation of a coordinating committee to oversee the care of medically fragile children. This is a good measure and I would recommend we agree to it."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 15 and S.C.R. No. 15, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CREATION OF A COORDINATING COMMITTEE TO OVERSEE THE CARE OF MEDICALLY FRAGILE CHILDREN," was placed on the calendar for Final Adoption on Tuesday, May 1, 2001.

S.C.R. No. 41, S.D. 1 (H.D. 1):

Senator Matsuura moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 41, S.D. 1, seconded by Senator Buen and carried.

Senator Matsuura moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 41, S.D. 1, seconded by Senator Buen.

Senator Matsuura noted:

"Mr. President, S.C.R. No. 41 requests the Department of Health to establish a neurotrauma taskforce. This is a good measure and I would recommend we agree to it."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 41, S.D. 1, and S.C.R. No. 41, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH A NEUROTRAUMA TASK FORCE," was placed on the calendar for Final Adoption on Tuesday, May 1, 2001.

S.C.R. No. 42 (H.D. 1):

Senator Matsuura moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 42, seconded by Senator Buen and carried.

Senator Matsuura moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 42, seconded by Senator Buen.

Senator Matsuura noted:

"Mr. President, S.C.R. No. 42 requests the Department of Health and Department of Education to examine the problem of childhood obesity to recommend strategies. This is a good measure and I would recommend we agree to it."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No.

42 and S.C.R. No. 42, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF EDUCATION TO EXAMINE THE PROBLEM OF CHILDHOOD OBESITY AND TO RECOMMEND STRATEGIES, INCLUDING THE CREATION OF AN ELEMENTARY SCHOOL LEVEL PHYSICAL EDUCATION PROGRAM, TO ADDRESS THIS PROBLEM," was placed on the calendar for Final Adoption on Tuesday, May 1, 2001.

S.C.R. No. 150, S.D. 1 (H.D. 1):

Senator Matsuura moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 150, S.D. 1, seconded by Senator Buen and carried.

Senator Matsuura moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 150, S.D. 1, seconded by Senator Buen.

Senator Matsuura noted:

"Mr. President, S.C.R. No. 150 requests the development of a more consumer friendly unified system for free prescription drugs. This is a good measure and I would recommend we agree to it."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 150, S.D. 1, and S.C.R. No. 150, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A MORE CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE PRESCRIPTION DRUGS, ESTABLISHMENT OF A WORKING COMMITTEE TO DEVELOP A PRESCRIPTION DRUG ACCESS PROGRAM, AND URGING THE PRESIDENT AND UNITED STATES CONGRESS TO ADDRESS THE PROBLEM OF HIGH PRESCRIPTION DRUG COSTS," was placed on the calendar for Final Adoption on Tuesday, May 1, 2001.

S.B. No. 854, S.D. 1 (H.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 854, S.D. 1, seconded by Senator Hanabusa and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 854, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Taniguchi, Hanabusa, Hemmings). Noes, none. Excused, 2 (Chun, Kim).

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 854, S.D. 1, seconded by Senator Hanabusa.

Senator Taniguchi noted:

"Mr. President, the House amended this bill by removing substantive provisions and inserting language that would conform our state tax laws to federal tax laws. This is primarily a housekeeping matter."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No.

854, S.D. 1, and S.B. No. 854, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was placed on the calendar for Final Reading on Tuesday, May 1, 2001.

APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 796, S.D. 1, H.D. 2, C.D. 1:

The President discharged Senator Kim as a co-chair and appointed her as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 796, S.D. 1.

H.B. No. 1586, H.D. 1 (S.D. 2):

The President discharged Senator Chun as a manager and appointed Senator Matsuura as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 1586, H.D. 1.

CONFERENCE COMMITTEE REPORTS STANDING COMMITTEE REPORTS

On motion by Senator English, seconded by Senator Hemmings and carried unanimously, the Senate authorized the Clerk to receive Conference Committee Reports on Senate and House bills for Final Reading. The Clerk was further authorized to receive Standing Committee Reports recommending that a House bill be placed on the calendar for Third Reading and on Governor's Messages for advise and consent to nominations. In consequence thereof, and subsequent to its recessing at 7:07 o'clock p.m., the Senate took the following actions:

CONFERENCE COMMITTEE REPORTS

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 498, S.D. 1, presented a report (Conf. Com. Rep. No. 42) recommending that S.B. No. 498, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 42 and S.B. No. 498, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NANAKULI HOMESTEAD CEMETERY," was deferred for a period of 48 hours.

Senator Chun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 105, S.D. 1, presented a report (Conf. Com. Rep. No. 43) recommending that S.B. No. 105, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 43 and S.B. No. 105, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 927, S.D. 1, presented a report (Conf. Com. Rep. No. 44) recommending that S.B. No. 927, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 44 and

S.B. No. 927, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT DAY HEALTH CARE CENTERS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 493, S.D. 2, presented a report (Conf. Com. Rep. No. 45) recommending that S.B. No. 493, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 45 and S.B. No. 493, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1209, presented a report (Conf. Com. Rep. No. 46) recommending that S.B. No. 1209, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 46 and S.B. No. 1209, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE UNIVERSITY OF HAWAII AND PROVIDING APPROPRIATIONS THEREFOR," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1211, S.D. 2, presented a report (Conf. Com. Rep. No. 47) recommending that S.B. No. 1211, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 47 and S.B. No. 1211, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1212, S.D. 1, presented a report (Conf. Com. Rep. No. 48) recommending that S.B. No. 1212, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 48 and S.B. No. 1212, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1214, S.D. 2, presented a report (Conf. Com. Rep. No. 49) recommending that S.B. No. 1214, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 49 and S.B. No. 1214, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1362, S.D. 2, presented a report (Conf.

Com. Rep. No. 50) recommending that S.B. No. 1362, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 50 and S.B. No. 1362, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COACHES," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1686, H.D. 1, presented a report (Conf. Com. Rep. No. 100) recommending that H.B. No. 1686, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 100 and H.B. No. 1686, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS FOR INTER-ISLAND MARITIME TRANSPORTATION," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 862, H.D. 1, presented a report (Conf. Com. Rep. No. 101) recommending that H.B. No. 862, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 101 and H.B. No. 862, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF SOCIAL WORKER POSITIONS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 840, H.D. 2, presented a report (Conf. Com. Rep. No. 102) recommending that H.B. No. 840, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 102 and H.B. No. 840, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 11, H.D. 2, presented a report (Conf. Com. Rep. No. 103) recommending that H.B. No. 11, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 103 and H.B. No. 11, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 480, H.D. 1, presented a report (Conf. Com. Rep. No. 104) recommending that H.B. No. 480, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 104 and H.B. No. 480, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BUSINESS SPECIALIST POSITIONS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1391, H.D. 1, presented a report (Conf. Com. Rep. No. 105) recommending that H.B. No. 1391, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 105 and H.B. No. 1391, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ARTS," was deferred for a period of 48 hours.

Senator Buen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 210, H.D. 1, presented a report (Conf. Com. Rep. No. 106) recommending that H.B. No. 210, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 106 and H.B. No. 210, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Senator Tam, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 175, H.D. 2, presented a report (Conf. Com. Rep. No. 107) recommending that H.B. No. 175, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 107 and H.B. No. 175, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 160, H.D. 1, presented a report (Conf. Com. Rep. No. 108) recommending that H.B. No. 160, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 108 and H.B. No. 160, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FRAUDULENT CLAIMS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1216, H.D. 1, presented a report (Conf. Com. Rep. No. 109) recommending that H.B. No. 1216, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 109 and H.B. No. 1216, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KOREAN CENTENNIAL CELEBRATION COMMISSION," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 632, H.D. 3, presented a report (Conf. Com. Rep. No. 110) recommending that H.B. No. 632, H.D. 3, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 110 and H.B. No. 632, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO HUMAN SERVICES," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 186, presented a report (Conf. Com. Rep. No. 111) recommending that H.B. No. 186, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 111 and H.B. No. 186, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 860, H.D. 1, presented a report (Conf. Com. Rep. No. 112) recommending that H.B. No. 860, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 112 and H.B. No. 860, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 533, H.D. 2, presented a report (Conf. Com. Rep. No. 113) recommending that H.B. No. 533, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 113 and H.B. No. 533, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 152, H.D. 1, presented a report (Conf. Com. Rep. No. 114) recommending that H.B. No. 152, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 114 and H.B. No. 152, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 462, H.D. 1, presented a report (Conf. Com. Rep. No. 115) recommending that H.B. No. 462, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 115 and H.B. No. 462, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT," was deferred for a period of 48 hours.

Senator Chun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 861, H.D. 2, presented a report (Conf. Com. Rep. No. 116) recommending that H.B. No. 861, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 116 and

H.B. No. 861, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OPERATIONS AND MAINTENANCE OF CERTAIN AGRICULTURE-RELATED INFRASTRUCTURE ON KAUAI," was deferred for a period of 48 hours.

Senator Buen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1074, H.D. 2, presented a report (Conf. Com. Rep. No. 117) recommending that H.B. No. 1074, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 117 and H.B. No. 1074, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DROUGHT MITIGATING FACILITIES," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 168, H.D. 1, presented a report (Conf. Com. Rep. No. 118) recommending that H.B. No. 168, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 118 and H.B. No. 168, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 513, H.D. 1, presented a report (Conf. Com. Rep. No. 119) recommending that H.B. No. 513, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 119 and H.B. No. 513, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 596, H.D. 2, presented a report (Conf. Com. Rep. No. 120) recommending that H.B. No. 596, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 120 and H.B. No. 596, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1577, S.D. 2, presented a report (Conf. Com. Rep. No. 121) recommending that S.B. No. 1577, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 121 and S.B. No. 1577, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 18, S.D. 1, presented a report (Conf.

Com. Rep. No. 122) recommending that S.B. No. 18, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 122 and S.B. No. 18, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1379, presented a report (Conf. Com. Rep. No. 123) recommending that S.B. No. 1379, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 123 and S.B. No. 1379, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Senator Hanabusa, for the majority of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1044, S.D. 1, presented a report (Conf. Com. Rep. No. 124) recommending that S.B. No. 1044, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 124 and S.B. No. 1044, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1535, S.D. 2, presented a report (Conf. Com. Rep. No. 125) recommending that S.B. No. 1535, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 125 and S.B. No. 1535, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE," was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 469, S.D. 1, presented a report (Conf. Com. Rep. No. 126) recommending that S.B. No. 469, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 126 and S.B. No. 469, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PARKING FOR PERSONS WITH DISABILITIES," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 932, S.D. 2, presented a report (Conf. Com. Rep. No. 127) recommending that S.B. No. 932, S.D. 2, H.D. 4, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 127 and S.B. No. 932, S.D. 2, H.D. 4, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO GOVERNMENT,” was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1113, presented a report (Conf. Com. Rep. No. 128) recommending that S.B. No. 1113, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 128 and S.B. No. 1113, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE,” was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 755, S.D. 2, presented a report (Conf. Com. Rep. No. 129) recommending that S.B. No. 755, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 129 and S.B. No. 755, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HARBORS,” was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1060, S.D. 1, presented a report (Conf. Com. Rep. No. 130) recommending that S.B. No. 1060, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 130 and S.B. No. 1060, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES,” was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1068, S.D. 1, presented a report (Conf. Com. Rep. No. 131) recommending that S.B. No. 1068, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 131 and S.B. No. 1068, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRODUCER LICENSING,” was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1030, S.D. 2, presented a report (Conf. Com. Rep. No. 132) recommending that S.B. No. 1030, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 132 and S.B. No. 1030, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1561, S.D. 1, presented a report (Conf. Com. Rep. No. 133) recommending that S.B. No. 1561, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 133 and S.B. No. 1561, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS,” was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 530, S.D. 2, presented a report (Conf. Com. Rep. No. 134) recommending that S.B. No. 530, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 134 and S.B. No. 530, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SCHOOL ADMINISTRATORS,” was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 654, S.D. 2, presented a report (Conf. Com. Rep. No. 135) recommending that S.B. No. 654, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 135 and S.B. No. 654, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MEDICAID,” was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 41, S.D. 1, presented a report (Conf. Com. Rep. No. 136) recommending that S.B. No. 41, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 136 and S.B. No. 41, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONSERVATION,” was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1414, S.D. 1, presented a report (Conf. Com. Rep. No. 137) recommending that S.B. No. 1414, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 137 and S.B. No. 1414, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR UNIFORM LAWS,” was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 704, S.D. 1, presented a report (Conf. Com. Rep. No. 138) recommending that S.B. No. 704, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 138 and S.B. No. 704, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CRIME VICTIM COMPENSATION,” was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1046, S.D. 1, presented a report (Conf.

Com. Rep. No. 139) recommending that S.B. No. 1046, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 139 and S.B. No. 1046, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1058, S.D. 1, presented a report (Conf. Com. Rep. No. 140) recommending that S.B. No. 1058, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 140 and S.B. No. 1058, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," was deferred for a period of 48 hours.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 992, S.D. 2, presented a report (Conf. Com. Rep. No. 141) recommending that S.B. No. 992, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 141 and S.B. No. 992, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 710, presented a report (Conf. Com. Rep. No. 142) recommending that S.B. No. 710, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 142 and S.B. No. 710, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1034, S.D. 2, presented a report (Conf. Com. Rep. No. 143) recommending that S.B. No. 1034, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 143 and S.B. No. 1034, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1035, S.D. 1, presented a report (Conf. Com. Rep. No. 144) recommending that S.B. No. 1035, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 144 and S.B. No. 1035, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1036, S.D. 1, presented a report (Conf. Com. Rep. No. 145) recommending that S.B. No. 1036, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 145 and S.B. No. 1036, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1382, presented a report (Conf. Com. Rep. No. 146) recommending that S.B. No. 1382, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 146 and S.B. No. 1382, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1115, S.D. 1, presented a report (Conf. Com. Rep. No. 147) recommending that S.B. No. 1115, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 147 and S.B. No. 1115, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1144, S.D. 2, presented a report (Conf. Com. Rep. No. 148) recommending that S.B. No. 1144, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 148 and S.B. No. 1144, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 123, S.D. 1, presented a report (Conf. Com. Rep. No. 149) recommending that S.B. No. 123, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 149 and S.B. No. 123, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 838, S.D. 2, presented a report (Conf. Com. Rep. No. 150) recommending that S.B. No. 838, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 150 and S.B. No. 838, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 200, H.D. 1, presented a report (Conf. Com. Rep. No. 151) recommending that H.B. No. 200, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 151 and H.B. No. 200, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1000, H.D. 1, presented a report (Conf. Com. Rep. No. 152) recommending that H.B. No. 1000, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 152 and H.B. No. 1000, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1100, H.D. 1, presented a report (Conf. Com. Rep. No. 153) recommending that H.B. No. 1100, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 153 and H.B. No. 1100, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1400, presented a report (Conf. Com. Rep. No. 154) recommending that H.B. No. 1400, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 154 and H.B. No. 1400, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," was deferred for a period of 48 hours.

Senator Kawamoto, for the majority of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 407, H.D. 1, presented a report (Conf. Com. Rep. No. 155) recommending that H.B. No. 407, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 155 and H.B. No. 407, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 94, H.D. 1, presented a report (Conf.

Com. Rep. No. 156) recommending that H.B. No. 94, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 156 and H.B. No. 94, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARENT-COMMUNITY NETWORKING CENTER PROGRAMS," was deferred for a period of 48 hours.

Senator Sakamoto, for the majority of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 946, presented a report (Conf. Com. Rep. No. 157) recommending that H.B. No. 946, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 157 and H.B. No. 946, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1561, H.D. 2, presented a report (Conf. Com. Rep. No. 158) recommending that H.B. No. 1561, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 158 and H.B. No. 1561, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1096, S.D. 1, presented a report (Conf. Com. Rep. No. 159) recommending that S.B. No. 1096, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 159 and S.B. No. 1096, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 119, S.D. 1, presented a report (Conf. Com. Rep. No. 160) recommending that S.B. No. 119, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 160 and S.B. No. 119, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 432, H.D. 2, presented a report (Conf. Com. Rep. No. 161) recommending that H.B. No. 432, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 161 and H.B. No. 432, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MILLENNIUM WORKFORCE DEVELOPMENT PROGRAM," was deferred for a period of 48 hours.

Senator Tam, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1662, H.D. 1, presented a report (Conf. Com. Rep. No. 162) recommending that H.B. No. 1662, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 162 and H.B. No. 1662, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 684, presented a report (Conf. Com. Rep. No. 163) recommending that S.B. No. 684, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 163 and S.B. No. 684, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES OF THE SHERIFF'S OFFICE," was deferred for a period of 48 hours.

Senator Tam, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 549, S.D. 2, presented a report (Conf. Com. Rep. No. 164) recommending that S.B. No. 549, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 164 and S.B. No. 549, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF MANUFACTURING EXTENSION PROGRAMS," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1365, S.D. 2, presented a report (Conf. Com. Rep. No. 165) recommending that S.B. No. 1365, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 165 and S.B. No. 1365, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED PROGRAM," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1460, S.D. 1, presented a report (Conf. Com. Rep. No. 166) recommending that S.B. No. 1460, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 166 and S.B. No. 1460, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT," was deferred for a period of 48 hours.

Senator Tam, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1405, S.D. 2, presented a report (Conf. Com. Rep. No. 167) recommending that S.B. No. 1405, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 167 and S.B. No. 1405, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC.," was deferred for a period of 48 hours.

Senator Kawamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 204, S.D. 2, presented a report (Conf. Com. Rep. No. 168) recommending that S.B. No. 204, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 168 and S.B. No. 204, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 173, H.D. 2, presented a report (Conf. Com. Rep. No. 169) recommending that H.B. No. 173, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 169 and H.B. No. 173, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES," was deferred for a period of 48 hours.

Senator Nakata, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1586, H.D. 1, presented a report (Conf. Com. Rep. No. 170) recommending that H.B. No. 1586, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 170 and H.B. No. 1586, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," was deferred for a period of 48 hours.

Senator Buen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1287, H.D. 1, presented a report (Conf. Com. Rep. No. 171) recommending that H.B. No. 1287, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 171 and H.B. No. 1287, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Senator Buen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1089, H.D. 2, presented a report (Conf. Com. Rep. No. 172) recommending that H.B. No. 1089, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 172 and H.B. No. 1089, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Senator Tam, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1028, S.D. 2, presented a report (Conf. Com. Rep. No. 173) recommending that S.B. No. 1028, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 173 and S.B. No. 1028, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT DISTRICTS," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1811) recommending that the Senate advise and consent to the nomination of H. ROGER NETZER, M.D., to the Board of Medical Examiners, in accordance with Gov. Msg. No. 259.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1811 and Gov. Msg. No. 259 was deferred until Tuesday, May 1, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1812) recommending that the Senate advise and consent to the nominations of WAYNE K. DE LUZ and ERNIE K. SEIBOLD to the Motor Vehicle Industry Licensing Board, in accordance with Gov. Msg. No. 262.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1812 and Gov. Msg. No. 262 was deferred until Tuesday, May 1, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1813) recommending that the Senate advise and consent to the nominations of RUSSELL Y.J. CHUNG, WALLACE T. OKI and KEN OTA to the State Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, in accordance with Gov. Msg. No. 279.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1813 and Gov. Msg. No. 279 was deferred until Tuesday, May 1, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1814) recommending that the Senate advise and consent to the nominations of PINA LEMUSU, GARRETT TOGUCHI and MARGERY SAUVE to the Statewide Independent Living Council, in accordance with Gov. Msg. No. 300.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1814 and Gov. Msg. No. 300 was deferred until Tuesday, May 1, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1815) recommending that the Senate advise and consent to the nomination of PAUL C. AKEO to the Board of Private Detectives and Guards, in accordance with Gov. Msg. No. 290.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1815 and Gov. Msg. No. 290 was deferred until Tuesday, May 1, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1816) recommending that the Senate advise and consent to the nominations of FAITH Y. LEBB and NORA A. NOMURA to the Board of Speech Pathology and Audiology, in accordance with Gov. Msg. No. 294.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1816 and Gov. Msg. No. 294 was deferred until Tuesday, May 1, 2001.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1817) recommending that the Senate advise and consent to the nominations of R.P. BUCK SCHIPA, TADY T. ARISUMI, AUDREY E.J. NG, TSUKASA MURAKAMI and GERARD SAKAMOTO to the Contractors License Board, in accordance with Gov. Msg. No. 302.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1817 and Gov. Msg. No. 302 was deferred until Tuesday, May 1, 2001.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1818) recommending that H.B. No. 730, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1818 and H.B. No. 730, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, May 1, 2001.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 10:00 o'clock a.m., Tuesday, May 1, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-NINTH DAY

Tuesday, May 1, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 10:18 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by The Reverend Dr. Tom Fujita, Nuuanu Congregational Church, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fifty-Eighth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 322 to 325) were read by the Clerk and were placed on file:

Gov. Msg. No. 322, informing the Senate that on April 27, 2001, he signed the following bills into law:

House Bill No. 588 as Act 66, entitled: "RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS";

House Bill No. 630 as Act 67, entitled: "RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD";

House Bill No. 1552 as Act 68, entitled: "RELATING TO TIME SHARING";

House Bill No. 1587 as Act 69, entitled: "RELATING TO ACQUISITION OF HOSPITALS";

Senate Bill No. 174 as Act 70, entitled: "RELATING TO TIME SHARING PLANS";

Senate Bill No. 176 as Act 71, entitled: "RELATING TO TIME SHARING PLANS";

Senate Bill No. 982 as Act 72, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR THE STATE IRRIGATION PROGRAM";

Senate Bill No. 1104 as Act 73, entitled: "RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS";

Senate Bill No. 1106 as Act 74, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES";

Senate Bill No. 1114 as Act 75, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES";

Senate Bill No. 1127 as Act 76, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE CHILD AND ADOLESCENT MENTAL HEALTH DIVISION"; and

Senate Bill No. 1203 as Act 77, entitled: "RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS."

Gov. Msg. No. 323, informing the Senate that on April 30, 2001, he signed into law House Bill No. 925 as Act 78, entitled: "RELATING TO LOANS."

Gov. Msg. No. 324, dated April 30, 2001, transmitting his statement of objections to House Bill No. 143 which he has returned to the House without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 30, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 143

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 143, entitled 'A Bill for an Act Relating to the Legislature.'

The purpose of this bill is to increase the travel per diem allowance for legislators by requiring the allowance amount to be based on the federal General Services Administration rates for federal government travel. The federal government travel per diem rate varies by location.

The travel per diem allowances are intended to reimburse public officers and employees who travel on official government business for lodging, meal, and incidental expenses. When the cost of lodging at a travel destination is higher than the amount allocated in the travel per diem allowance, a state public officer or employee may submit a claim for an excess lodging allowance. Consequently, the per diem allowance for lodging, meal, and incidental expenses incurred by state officers and employees for state government travel appears to be adequate as currently established and there does not appear to be a need to revise the travel per diem allowance amount.

Even if there were a need to revise the travel per diem allowance amount, the revision should be made fairly for all public officers and employees. The increase of the travel per diem allowance only for one group of state officers does not appear to be justified.

For the foregoing reasons, I am returning House Bill No. 143 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

Gov. Msg. No. 325, dated April 30, 2001, transmitting his statement of objections to Senate Bill No. 1377 which he has returned to the Senate without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 30, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1377

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1377, entitled 'A Bill for an Act Relating to Civil Service.'

The purpose of this bill is to convert temporary employees of the support services office, program development staff, and the nursing home without walls program within the Social Services Division of the Department of Human Services to civil service status.

This bill is objectionable because the incumbents will be grandfathered into the civil service system at their current compensation levels, which may or may not be appropriate for their place in the classification system. In addition, the bill does not identify the individual positions that are affected.

It is acknowledged that the incumbent employees have provided important service over the past years, many of them for ten years and more, and that they are deserving of some recognition of their service. Fortunately, Act 253, last year's civil service reform act, provides a mechanism for identification as well as conversion of positions to civil service in a systematic way. This mechanism takes into account merit principles, including meeting minimum qualification requirements, and a method for setting the compensation of the incumbents that is fair and equitable and in accordance with the applicable collective bargaining agreement.

For the foregoing reasons, I am returning Senate Bill No. 1377 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

HOUSE COMMUNICATION

Hse. Com. No. 673, informing the Senate that the Speaker on April 27, 2001, appointed Representatives Garcia, chair, Espero, Moses as managers on the part of the House for the consideration of amendments proposed by the House to S.C.R. No. 156, S.D. 1 (H.D. 1), was read by the Clerk and was placed on file.

CONFERENCE COMMITTEE REPORTS
AND
FINAL ADOPTION

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.C.R. No. 129, H.D. 1, presented a report (Conf. Com. Rep. No. 174) recommending that H.C.R. No. 129, H.D. 1, S.D. 1, as amended in C.D. 1, be Finally Adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, Conf. Com. Rep. No. 174 was adopted and H.C.R. No. 129, H.D. 1, S.D. 1, C.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A MANDATED BENEFIT ADVISORY TASKFORCE AND

REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE FEASIBILITY OF A STATE PHARMACEUTICAL ASSISTANCE PROGRAM," was Finally Adopted.

Senator Kim, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.C.R. No. 156, S.D. 1, presented a report (Conf. Com. Rep. No. 175) recommending that S.C.R. No. 156, S.D. 1, H.D. 1, as amended in C.D. 1, be Finally Adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, Conf. Com. Rep. No. 175 was adopted and S.C.R. No. 156, S.D. 1, H.D. 1, C.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE VIABILITY OF RELOCATING THE OAHU COMMUNITY CORRECTIONAL CENTER," was Finally Adopted.

Senator Matsuura, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.C.R. No. 23, S.D. 2, presented a report (Conf. Com. Rep. No. 176) recommending that S.C.R. No. 23, S.D. 2, H.D. 1, as amended in C.D. 1, be Finally Adopted.

On motion by Senator English, seconded by Senator Hemmings and carried, Conf. Com. Rep. No. 176 was adopted and S.C.R. No. 23, S.D. 2, H.D. 1, C.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT AND IMPLEMENTATION OF A LONG-TERM CARE FINANCING PLAN AND A STATEWIDE LONG-TERM CARE PROVIDER CERTIFICATION PROGRAM," was Finally Adopted.

ORDER OF THE DAY

FINAL READING

Conf. Com. Rep. No. 151 (H.B. No. 200, H.D. 1, S.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 151 be adopted and H.B. No. 200, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Taniguchi rose to speak in support of the measure and said:

"Mr. President, I rise to speak at length in favor of this measure.

"Mr. President, before I begin, I would again like to thank all those involved who helped make my first year as your Ways and Means Chair a productive and I believe a successful one.

"First, I would like to thank my counterpart in the House, the Chair of the Committee on Finance, for the graciousness and generosity that he extended to me from day one. I believe one of the key ingredients to our overall success this year was the Finance Chair's willingness to work in a truly collaborative manner. While we did have some contentious moments in our deliberations, the Finance Chair managed to keep his cool and bring all parties back to the table to resolve matters in a positive manner. Because of his efforts, not only did we get out a good work product, but we also got our work done early. Not only did both Finance and Ways and Means staff appreciate this, but it also helped our subject matter Chairs resolve matters on all their appropriation bills early and avoid the last minute scramble we've become so accustomed to. Once again, I would

like to send a big thank you to my counterpart in the House, Representative Takamine.

"Next, I would like to thank you, Mr. President, and the rest of the members of the Senate for all of your support and encouragement this Session. I want to especially thank the members of the Ways and Means Committee for all their hard work and diligence. I'm grateful for the trust all of you have put in me to mold this bill, as well as other measures that comprise our financial plan.

"Third, I want to again thank my Vice-Chair, the Senator from Waianae, first for taking credit for all the bad things I've done this year, but more importantly, for her hard work in shepherding numerous conference measures.

"And last but not least, I want to thank my family for enduring one of the most time-consuming and grueling Sessions of my career. I want to especially thank my wife Jan for her patience, understanding, and guidance.

"Mr. President, the budget bill you have before you is a culmination of over four months of work by both the House and Senate Chambers. We began the year with good news that revenue projections were strong. However, that good news was quickly dampened by the sobering realization that even those revenue levels could be short of all our projected needs.

"We learned that several major cost categories – including fixed costs such as debt service, health fund payments, and ERS contributions – were driving expenditures higher. Pay increases for our public employees, most notably for our public school teachers, loomed large over our heads the entire Session. Quite frankly, these costs drove much of our debate when it came to shaping our financial package and, as we all know, the lengthy HSTA and UHPA negotiations and strike crisscrossed our legislative timetable and forced us to formulate a financial plan that found the money for teachers' pay raises.

"At the time, we had to make cuts to many of the Governor's requests, including some mandated costs that caused much concern in the executive chambers. While I would prefer not to take such action again in the future, I believe my colleagues will readily admit that we did the right thing; we did the responsible thing and we were not trying to undermine the Governor.

"In the end, the HSTA and UHPA contracts came in under our projections and in time for the Conference Committee to adjust some of its previous reductions. We were therefore able to restore funding for Felix costs for the Department of Education, bringing them up to a full funding level of \$43 million a year; Felix costs for the Child and Adolescent Mental Health Division of the Department of Health; contributions to the public employees' health fund; substance abuse programs in the Departments of Health and Public Safety; and state hospital and developmentally disabled allocations for the Department of Health.

"As for the Felix consent decree, I have this to say to our members – this is only the beginning. While I know most of us have kept a keen eye on this for the past seven years, this year will prove to be a major crossroads for the Legislature and the State as a whole. I think everyone in this room knows of our situation. The federal court is promising to take action by June 30 of this year if it is not satisfied with the Legislature's efforts to provide adequate funding to the Departments of Education and Health.

"However, as I've stated before, this body should not be pressured into making decisions by the court, nor should it

make hasty ones based on a lack of information or a lack of cooperation by any state agency. This body, I believe, is responsible not only to see that the State complies with the decree, but also that taxpayer money is being spent in the most prudent and efficient manner.

"Make no mistake, this budget reflects reductions to the Felix allocations as requested by the Department of Health, but for the record, Mr. President, these reductions are not arbitrary; they are not punitive; they are responsible and I stand behind each one of them. To the best of our ability, both House and Senate fiscal committees tried to work with the department to justify its request. However, after months of frustration, we both determined that the Department of Health cannot justify its request for additional taxpayer money to comply with the Felix consent decree.

"I strongly believe that the Department of Health has much work to do. In my humble opinion, the department must urgently get its house in order and improve on managing its affairs. While it may believe that it has the court on its side, the department must realize that no level of funding will bring the state into compliance with the type of performance that it is currently demonstrating.

"Fellow members, I encourage all of you to stand behind the strong position that your Conferees have taken in regards to funding for Felix compliance. Our state agencies must realize that the Legislature has a legitimate role in scrutinizing costs and will do so ardently and without fear. If we fail to do this, I predict that this may be the first of many programs to escape our control and we will relinquish our constitutional role. Let's not let that happen.

"Mr. President, my message on this budget is not all doom and gloom. In fact, I'm quite proud to point out that despite the tight fiscal parameters that we are forced to work within, your Conference Committee was able to provide funding to improve on the provision of essential services. While I would like to list them all (I only have a few more minutes), I'll confine my comments to one very important area – our schools.

"Like I stated before, Mr. President, our budget priorities this year embraced the public demand to fix our schools. Within this budget, and coupled with many other important measures, I believe that this Legislature will be able to confidently say that we have provided much needed resources to our public schools from top to bottom. Not only did we support pay increases to attract and retain teachers, but also within this budget we have provided for the repair and maintenance of schools and libraries statewide. We have implemented the Hawaii content and performance standards, and we addressed the shortages of school administrators and clerical support. More importantly, this budget refrains from legislative meddling and instead provides funding over and above the Governor's request only in areas considered Board of Education priorities.

"Mr. President, I want to wrap up my comments by once again thanking you and everyone else involved in the making of my first year as your Ways and Means Chair a big success. I've enjoyed my work immensely. I ask my colleagues for one more show of support and to vote in favor of this budget.

"Thank you."

Senator Hemmings rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of the budget with reservations.

"It's a difficult position for me to be in – speaking to the budget with reservations – for two very divergent reasons. Reason number one is, in my tenure in the House of Representatives in the '80s, I had the distinction of voting 'no' against the budgets. My prediction was that they would cause economic malaise and problems down the road with the tremendous explosion in the size and the cost of government. Time and circumstances may have proved that to be the problem.

"The other reason why I have a difficult time speaking in favor of this budget with reservations is because of the leadership you and the Chairman of the Senate Ways and Means Committee have provided. You really opened the door to more bipartisan participation in the process, and for that I applaud you. So, in speaking with reservations in favor of this budget, I don't speak against the process by which we arrived at it. In fact, I have a tremendous amount of affection and want to heap on the Majority Party leadership, especially the good Senator from Manoa, my praise for the means by which we arrived at this budget.

"But nevertheless, this is a continuation of a failed formula of government. It's incredible, with the revenue projected to possibly slow down because of the economic problems of the country and of the Pacific basin, that we're going to be spending up to 12 percent more money over the next two years—\$800 million. It is something that we cannot count on – that is the tax receipts coming in to pay the bills.

"I could give long dissertations on various areas where we could make systemic reform to the way we hire, employ, and pay our people, but we definitely need civil service reform so that we can afford to have less employees with better benefits. I think even rank and file is starting to get that message – that the total number of employees is going to break the bank and we need to maybe readdress that problem. Nevertheless, this budget hires more people. We don't have the ability to transfer people from one department to the other to have the flexibility as the private sector does to better use our people power.

"Monopolies . . . there is a huge article in the latest Honolulu Magazine. It talks about a monopoly – the monopoly of not public education, but the monopoly of government education. And proof is in the performance. It is extremely expensive. On a per capita or per student basis it's as expensive as most any other state in the nation to educate our children, but it's not working – it's failing. We are a state at risk.

"Our centralized command and control where everything from state hospitals to even poor teachers picking up the phone and asking to get some paper and pencils in their classroom takes six months because of the failure of the bureaucracy to move in a fast and expeditious manner. This budget doesn't do anything to change that.

"The Felix consent decree is a concern. Can you imagine we have a public education system that probably in total is costing over \$1.5 billion a year to run and we might have the federal judge take it over? This really doesn't change the structure of education, it just simply says that we'll pay the bills and hope that the problem will get better.

"Mr. President and colleagues, I could go on and on. I'm hoping that next year we'll come back and we'll start doing the real work that needs to be done – and that is to cut the budget and return decision-making and power in the form of economic decisions to the people in the marketplace. The consumer must be the chief regulator of a free economy by resisting monopolies, both public and private. The government

monopoly of the economy in Hawaii has proved to be disastrous.

"In closing, I'd like to offer this – what we're doing with the state budget is akin to doing plastic surgery on a patient that needs an open heart transplant. Thank you, Mr. President."

Senator Hogue rose to speak in favor of the measure with reservations and said:

"Mr. President, I rise to speak in favor of this budget bill with reservations.

"First, I want to say that I appreciate the effort of this body during the recent teacher's strike. The Senate took a firm stand to support the teachers, and for that I applaud them for their efforts. It was harshly criticized by the Governor, but I think that the Ways and Means Chair and others really did absolutely the right thing.

"I also recognize that this budget confronts the problems that we have with the Felix consent decree and certainly we are strapped and we really must question what is going on with a federal judge.

"But those points aside, I think we need to address the question of why the size of government and the budget continues to grow – up 12 percent. We can get the answers to those questions by supporting zero-based budgeting. Only then can we find out exactly how all the monies we fund are being spent and whether these monies are being spent wisely or foolishly.

"I know we worked towards opening up the budget worksheets this year. That was good. The next step is to open up the entire budget. Please support zero-based budgeting. It's good government and the right thing to do.

"Thank you."

Senator Slom rose in favor of the measure with reservations and said:

"Mr. President, I, too, rise to speak in favor of the budget with reservations.

"Again, I would like to add my congratulations to the Ways and Means Chair and to the staff and to everyone that worked on this. I think it was a far more open and deliberative process than in the past. The fact that the worksheets were finally made available, finally put online, I think is a very good step. But as the good Senator from Kaneohe just said, we really have to reform the entire system.

"What good is it if you have worksheets that just basically build upon an original budget that's been submitted when you don't know what the original estimates were, what the options were, what the considerations were before you even got those figures. We have to learn to use that clear button that we have on our computers and on adding machines and everything else so that we can start fresh and start from there. It's a good exercise and something that we have to do.

"Mr. President, a 12 percent increase in this budget, followed by what amounts to a 17 percent increase the second year compared to the current year spending, to me is not a success. To me, what it does is set up the scenario for future greater expenditures, more of a budget bloat, and Mr. President, I awoke to read the comments of yourself and the Speaker of the House who said, 'my goodness, we may be looking at tax increases in the next year or two or three.'

"Well, what drives those tax increases? Bigger budgets – make no mistake, a bigger budget, particularly one of 12 percent. When our GSP (gross state product) is only growing, in a good year, in less than 4 percent, you're setting up the possibility of the demands for revenue enhancement, which is the euphemism for more taxes. There are only so many of us who can pay that because we're not doing the things that we need to do to improve the economy, to expand business, to bring in new business at a rate that we should be competitive not only as a state, but also with the other states and areas around the country and around the world.

"So, Mr. President, we have made a good start on this budget, but to talk about it in terms of it being a success or that it meets all of our needs I think is missing the boat. We need to make change. All of us pledged ourselves to making change, and these kinds of increases – 12 percent and 17 percent – do not represent change.

"One final comment, and that has to do with Felix. I wish I were as certain as the Ways and Means Chair that we have kept a keen eye on Felix for seven years. I think maybe that eye was a little blinded, because if we had kept an eye on it, if we would have listened to some of the alerts and warnings years ago, we would have been able to head off or at least mitigate the kinds of costs that we're faced with now. And the question really before us is, How much is adequate spending for Felix? How much is enough? We don't know, and we're still faced with the situation where no one individual in this state is responsible for the delivery of these services and also responsible for the accountability to the Legislature and to the taxpayers.

"So, while we have made good strides, we still have a long way to go and it basically means that we have to change things.

"Final comments on Felix have to do with the fact that as we learn from the two consultants from the University of Pennsylvania, who were here at the behest of the Legislative Auditor, we still don't have an adequate definition for what constitutes Felix services. And without a definition, you can never have financial control. Secondly, we have not had and still do not have a business plan for this, a growing major part of our budgetary expenditures.

"So we can pat ourselves on the back and say that we worked very hard, that we were more open than ever before, that we were deliberative, but we still have a long way to go. Thank you, Mr. President."

Senator Sakamoto rose in support of the measure and said:

"Mr. President, I rise in support with comments on some of the remarks made.

"I agree with Chair Taniguchi that the partnership he created with Chair Takamine helped the process, and I applaud him and the Committee for that.

"In response to some of the comments about the increases in the budget, we, the Legislative body, have been criticized on both sides of the aisle for claiming education was our number one priority. Certainly in this budget, Mr. President, we're advancing education on many fronts. Much of the cost increase has been to support education with 200-plus positions in clerical, which the schools are crying out for and is included in the budget, and 200-plus positions for teachers. On one hand we can't say, 'well the budget is going up,' and on the other hand say, 'but don't increase education.' But if we do say, 'increase education,' then we do need to support increases.

"In other areas such as Felix, certainly more needs to be done. I would ask the members on both sides of the aisle, since we passed a measure to further investigate this on the Legislature's behalf, House and Senate, let's not just complain that it's a problem, let's not just look at what we could have or should have done or didn't do. Let's look at what we can do. I asked each person here to talk to people and ask them if there's a problem with our Felix system – be it the health delivery system, be it the educational system, be it any part of it – to write down what they think in terms of how we can improve the system.

"Many members in this body are looking at issues of how we can improve the system and this body in its wisdom has agreed with the House to move forward on investigating Felix. Certainly we're here today, Mr. President, and let it be a year from now that we can say we have a plan to go beyond the consent decree, to go beyond Judge Ezra and to really say we have a plan – we can quantify our costs, we can use early intervention funds to catch problems early, we can use prevention funds to prevent problems from growing, and we can indeed have a picture of what it takes to care for our mentally disabled children of this State, Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 151 was adopted and H.B. No. 200, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 10:46 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:53 o'clock a.m.

ADVISE AND CONSENT

Stand. Com. Rep. No. 1802 (Gov. Msg. No. 292):

Senator Matsuura moved that Stand. Com. Rep. No. 1802 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the State Rehabilitation Council of the following:

KATHLEEN DELAHANTY, term to expire June 30, 2002;

LOURDES P. MUGAS, term to expire June 30, 2003; and

MAUREEN BATES, CHARLES E. CONANT, GERALDINE M. FERGE, LUANA S. NAKANO, VICTORIA A. SUYAT and MIKEY T. TOMITA, terms to expire June 30, 2004,

seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1803 (Gov. Msg. No. 293):

Senator Tam moved that Stand. Com. Rep. No. 1803 be received and placed on file, seconded by Senator Ige and carried.

Senator Tam then moved that the Senate advise and consent to the nominations to the Small Business Regulatory Review Board of the following:

AL M. INOUE and DENNIS OKIHARA, terms to expire June 30, 2001, and June 30, 2005;

WARREN ORIKASA and KATSUMI TANAKA, terms to expire June 30, 2002;

SIDNEY A. QUINTAL, MAILE V.O. ROMANOWSKI and ROBERT SPEERS, PH.D., terms to expire June 30, 2004; and

NOLAN S.B. AHN, CAROLANN G. GUY and PHYLLIS N.T. SHEA, terms to expire June 30, 2005,

seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1804 (Gov. Msg. No. 185):

Senator Menor moved that Stand. Com. Rep. No. 1804 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nominations of MITCHELL A. IMANAKA and JOHN OHAMA to the Real Estate Commission, terms to expire June 30, 2005, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1805 (Gov. Msg. No. 272):

Senator Menor moved that Stand. Com. Rep. No. 1805 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of DAVID M. MORIHARA to the Public Utilities Commission, term to expire June 30, 2002, seconded by Senator Matsunaga.

At 10:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:55 o'clock a.m.

Senator Menor rose to speak in favor of the nominee and said:

"Mr. President, I rise to speak in favor of Gov. Msg. No. 272.

"Mr. President, this governor's message relates to David Morihara who is the Governor's nominee to the Public Utilities Commission.

"Mr. President, I cannot think of a person who is more eminently qualified than David Morihara to serve as Commissioner on the Public Utilities Commission. I had the privilege of serving with Dave in the State House for several years where he earned the respect of his colleagues for his

intelligence, competence, and integrity. As we all know, Dave accomplished a great deal during his terms of office as a State Representative, including his leadership in obtaining the passage of high technology legislation, which represented one of the most significant pieces of legislation in the area of economic development that the Legislature has adopted in recent years.

"Mr. President, when Dave announced his decision not to seek reelection two years ago, I felt that his departure from the Legislature would be a major loss for this body. Fortunately, Dave decided to continue his involvement in public service when he agreed to serve as the Governor's executive assistant for technology, marketing and development for our State. I'm especially pleased that the Governor has decided to utilize Dave's talents and qualifications further by appointing him as one of three commissioners on the important Public Utilities Commission. I'm sure that he will do an exceptional job in that capacity.

"For these reasons, I'm glad to recommend the confirmation of David Morihara to the Public Utilities Commission and would ask my colleagues to support his confirmation. I believe that Representative Morihara is seated in the gallery, so could he please stand up to be recognized. (Mr. Morihara rose to be recognized.) Best wishes to Dave in his future endeavors.

"Thank you very much."

Senator Chumbley rose in support of the nominee and stated:

"Mr. President, I, too, rise to speak in support of Gov. Msg. No. 272.

"David Morihara epitomizes a public employee. He is a well-respected individual of our island home of Maui County and an individual that has given a tremendous amount of his life to serving the public. I was also disappointed when David made the announcement that he would be retiring from the Legislature but I was heartened when the Governor asked him to continue on, and I was more heartened when the Governor chose him to be on the PUC.

"This is the kind of individual that I think we all want to aspire to be and I want to encourage all of my colleagues to please support David. But on a side note, and maybe a note of humor, David often takes many Legislators on hikes and I've got to tell you he's a little bit lazy because he wants everyone else to carry his pack. That may not be quite all true, but we have to have a little humor in what we're doing this morning.

"I encourage all of you to please support David. Thank you."

Senator Slom rose in support of the nominee and said:

"Mr. President, I, too, rise in support of Gov. Msg. No. 272.

"Republicans, of course, are always used to carrying Democrat packs. (Laughter.) But just to show you that this is bipartisan, David Morihara was an excellent Legislator. He's an outstanding individual. He's got the experience; he's got the talent; and he's got the knowledge. He comes from a small business background and he will be a much-needed addition to our State.

"So I'm very happy to support him. Thank you."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1806 (Gov. Msg. No. 311):

Senator Kanno moved that Stand. Com. Rep. No. 1806 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of ALFRED K. BEAVER, SR., as the Chairperson, Hawai'i Paroling Authority, term to expire June 30, 2004, seconded by Senator Matsuura.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1807 (Gov. Msg. No. 295):

Senator Tam moved that Stand. Com. Rep. No. 1807 be received and placed on file, seconded by Senator Kim and carried.

Senator Tam then moved that the Senate advise and consent to the nominations of ANTHONY R. GUERRERO, JR., and CAROLE KAI ONOUE to the Stadium Authority, terms to expire June 30, 2005, seconded by Senator Kim.

Senator Slom requested his vote for Carole Kai Onouye be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1810 (Gov. Msg. No. 178):

By unanimous consent, action on Stand. Com. Rep. No. 1810 and Gov. Msg. No. 178 was deferred to the end of the calendar.

Stand. Com. Rep. No. 1811 (Gov. Msg. No. 259):

Senator Menor moved that Stand. Com. Rep. No. 1811 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of H. ROGER NETZER, M.D., to the Board of Medical Examiners, term to expire June 30, 2005, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1812 (Gov. Msg. No. 262):

Senator Menor moved that Stand. Com. Rep. No. 1812 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nominations of WAYNE K. DE LUZ and ERNIE K. SEIBOLD to the Motor Vehicle Industry Licensing Board, terms to expire June 30, 2005, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1813 (Gov. Msg. No. 279):

Senator Menor moved that Stand. Com. Rep. No. 1813 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nominations of RUSSELL Y.J. CHUNG, WALLACE T. OKI and KEN OTA to the State Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, terms to expire June 30, 2005, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1814 (Gov. Msg. No. 300):

Senator Matsuura moved that Stand. Com. Rep. No. 1814 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations of PINA LEMUSU, MARGERY SAUVE and GARRETT TOGUCHI to the Statewide Independent Living Council, terms to expire June 30, 2004, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1815 (Gov. Msg. No. 290):

Senator Menor moved that Stand. Com. Rep. No. 1815 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of PAUL C. AKEO to the Board of Private Detectives and Guards, term to expire June 30, 2005, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1816 (Gov. Msg. No. 294):

Senator Menor moved that Stand. Com. Rep. No. 1816 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nominations of FAITH Y. LEBB and NORA A. NOMURA to the Board of Speech Pathology and Audiology, terms to expire June 30, 2005, seconded by Senator Matsunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1817 (Gov. Msg. No. 302):

Senator Menor moved that Stand. Com. Rep. No. 1817 be received and placed on file, seconded by Senator Matsunaga and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Contractors License Board of the following:

R.P. BUCK SCHIPA, term to expire June 30, 2004; and

TADY T. ARISUMI, TSUKASA MURAKAMI, AUDREY E.J. NG and GERARD SAKAMOTO, terms to expire June 30, 2005,

seconded by Senator Matsunaga.

Senator Sakamoto rose for a conflict ruling as follows:

"Mr. President, my brother is one of the nominees, so I may have a potential conflict."

The President ruled that Senator Sakamoto was not in conflict.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, APRIL 27, 2001

Stand. Com. Rep. No. 1800 (H.C.R. No. 11):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 11, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF SUBMERGED LANDS AT DUKE KAHANAMOKU BEACH AT WAIKIKI, HONOLULU, OAHU, FOR PIER PURPOSES," was adopted.

Stand. Com. Rep. No. 1801 (H.C.R. No. 12):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON LAND EXCHANGES," was adopted.

Stand. Com. Rep. No. 1808 (S.R. No. 75, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 75, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE SENATE ECONOMIC DEVELOPMENT AND TECHNOLOGY COMMITTEE TO ENCOURAGE ECONOMIC DEVELOPMENT BY HOLDING PUBLIC HEARINGS ON ORGANIZING A MULTICULTURAL VILLAGE AT KAKAOKO AND DEVELOPING A WATERFRONT MASTER PLAN FROM KEEHI LAGOON TO KAKAOKO," was adopted.

Stand. Com. Rep. No. 1809 (H.C.R. No. 93):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 93, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT TO DESIGNATE A NEW NATIONAL PARK FROM KEONE`O`IO TO KANALOA POINT ON THE SOUTHEAST COAST OF MAUI," was adopted.

FINAL ADOPTION

S.C.R. No. 7, S.D. 1, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 7, S.D. 1, and S.C.R. No. 7, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPROVE ORAL HEALTH FOR CHILDREN, LOW-INCOME ADULTS, AND THE DISABLED IN THE STATE," was Finally Adopted.

S.C.R. No. 15, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 15 and S.C.R. No. 15, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CREATION OF A COORDINATING COMMITTEE TO OVERSEE THE CARE OF MEDICALLY FRAGILE CHILDREN," was Finally Adopted.

S.C.R. No. 41, S.D. 1, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 41, S.D. 1, and S.C.R. No. 41, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH A NEUROTRAUMA TASK FORCE," was Finally Adopted.

S.C.R. No. 42, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 42 and S.C.R. No. 42, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF EDUCATION TO EXAMINE THE PROBLEM OF CHILDHOOD OBESITY AND TO RECOMMEND STRATEGIES, INCLUDING THE CREATION OF AN ELEMENTARY SCHOOL LEVEL PHYSICAL EDUCATION PROGRAM, TO ADDRESS THIS PROBLEM," was Finally Adopted.

S.C.R. No. 85, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 85 and S.C.R. No. 85, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO GATHER PUBLIC INPUT AND RECOMMEND STATUTORY CAVE LAW," was Finally Adopted.

S.C.R. No. 150, S.D. 1, H.D. 1:

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 150, S.D. 1, and S.C.R.

No. 150, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A MORE CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE PRESCRIPTION DRUGS, ESTABLISHMENT OF A WORKING COMMITTEE TO DEVELOP A PRESCRIPTION DRUG ACCESS PROGRAM, AND URGING THE PRESIDENT AND UNITED STATES CONGRESS TO ADDRESS THE PROBLEM OF HIGH PRESCRIPTION DRUG COSTS," was Finally Adopted.

RECOMMITTAL OF BILLS

Conf. Com. Rep. No. 37 (S.B. No. 796, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, Conf. Com. Rep. No. 37 and S.B. No. 796, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY," were recommitted to the Committee on Conference.

Conf. Com. Rep. No. 69 (H.B. No. 728, S.D. 1, C.D. 1):

By unanimous consent, Conf. Com. Rep. No. 69 and H.B. No. 728, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS," were recommitted to the Committee on Conference.

FINAL READING

MATTER DEFERRED FROM WEDNESDAY, APRIL 25, 2001

Conf. Com. Rep. No. 1 (S.B. No. 1193, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Buen and carried, Conf. Com. Rep. No. 1 was adopted and S.B. No. 1193, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

FINAL READING

MATTER DEFERRED FROM THURSDAY, APRIL 26, 2001

Conf. Com. Rep. No. 2 (S.B. No. 986, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Chun, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 2 was adopted and S.B. No. 986, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

FINAL READING

Conf. Com. Rep. No. 3 (S.B. No. 606, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Buen and carried, Conf. Com. Rep. No. 3 was adopted and S.B. No. 606, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLED WATER," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 4 (S.B. No. 178, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Menor and carried, Conf. Com. Rep. No. 4 was adopted and S.B. No. 178, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 5 (S.B. No. 1162, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator Kawamoto and carried, Conf. Com. Rep. No. 5 was adopted and S.B. No. 1162, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 7 (S.B. No. 221, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Buen, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 7 was adopted and S.B. No. 221, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 8 (S.B. No. 900, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Kawamoto and carried, Conf. Com. Rep. No. 8 was adopted and S.B. No. 900, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE APPLICATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 9 (S.B. No. 865, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Nakata and carried, Conf. Com. Rep. No. 9 was adopted and S.B. No. 865, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL-TO-WORK," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 10 (S.B. No. 1081, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Ige and carried, Conf. Com. Rep. No. 10 was adopted and S.B. No. 1081, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 14 (S.B. No. 1119, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Menor and carried, Conf. Com. Rep. No. 14 was adopted and S.B. No. 1119, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 17 (S.B. No. 1390, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Chun, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 17 was adopted and S.B. No. 1390, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADITIONAL HAWAIIAN HEALING PRACTICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 18 (S.B. No. 1123, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 18 was adopted and S.B. No. 1123, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL RECORDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 19 (S.B. No. 1455, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 19 was adopted and S.B. No. 1455, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 20 (S.B. No. 1276, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Tam, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 20 was adopted and S.B. No. 1276, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSQUATTING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 22 (S.B. No. 683, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 22 was adopted and S.B. No. 683, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 24 (S.B. No. 1178, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 24 was adopted and S.B. No. 1178, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 25 (S.B. No. 1102, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Chun, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 25 was adopted and S.B. No. 1102, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 26 (S.B. No. 1061, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator English and carried, Conf. Com. Rep. No. 26 was adopted and S.B. No. 1061, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 29 (S.B. No. 1079, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Kim and carried, Conf. Com. Rep. No. 29 was adopted and S.B. No. 1079, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY PARTNERSHIPS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 30 (S.B. No. 1349, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Kim and carried, Conf. Com. Rep. No. 30 was adopted and S.B. No. 1349, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MUTUAL BENEFIT SOCIETIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 34 (S.B. No. 1199, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 34 was adopted and S.B. No. 1199, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 35 (S.B. No. 950, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Tam, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 35 was adopted and S.B. No. 950, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 40 (S.B. No. 981, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 40 was adopted and S.B. No. 981, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 54 (H.B. No. 1556, S.D. 1, C.D. 1):

On motion by Senator Buen, seconded by Senator Chun and carried, Conf. Com. Rep. No. 54 was adopted and H.B. No. 1556, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 56 (H.B. No. 638, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 56 was adopted and H.B. No. 638, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 57 (H.B. No. 731, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Ige and carried, Conf. Com. Rep. No. 57 was adopted and H.B. No. 731, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 58 (H.B. No. 16, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Kim, seconded by Senator Menor and carried, Conf. Com. Rep. No. 58 was adopted and H.B. No. 16, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 59 (H.B. No. 896, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Chumley and carried, Conf. Com. Rep. No. 59 was adopted and H.B. No. 896, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO THE REVISED UNIFORM COMMERCIAL CODE ARTICLE 9 – SECURED TRANSACTIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 60 (H.B. No. 945, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Menor and carried, Conf. Com. Rep. No. 60 was adopted and H.B. No. 945, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORK," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 61 (H.B. No. 614, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator English and carried, Conf. Com. Rep. No. 61 was adopted and H.B. No. 614, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 62 (H.B. No. 868, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Kawamoto and carried, Conf. Com. Rep. No. 62 was adopted and H.B. No. 868, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 65 (H.B. No. 702, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 65 was adopted and H.B. No. 702, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 71 (H.B. No. 624, S.D. 1, C.D. 1):

On motion by Senator Chun, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 71 was adopted and H.B. No. 624, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 72 (H.B. No. 986, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Conf. Com. Rep. No. 72 was adopted and H.B. No. 986, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION DOCUMENTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 73 (H.B. No. 1004, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Conf. Com. Rep. No. 73 was adopted and H.B. No. 1004, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 74 (H.B. No. 1115, S.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Conf. Com. Rep. No. 74 was adopted and H.B. No. 1115, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ADMISSIBILITY OF PAID BILLS IN COURT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 76 (H.B. No. 161, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Nakata, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 76 was adopted and H.B. No. 161, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 78 (H.B. No. 1255, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 78 was adopted and H.B. No. 1255, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 79 (H.B. No. 583, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator English and carried, Conf. Com. Rep. No. 79 was adopted and H.B. No. 583, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 81 (H.B. No. 644, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Menor and carried, Conf. Com. Rep. No. 81 was adopted and H.B. No. 644, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 82 (H.B. No. 653, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Menor and carried, Conf. Com. Rep. No. 82 was adopted and H.B. No. 653, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 83 (H.B. No. 1243, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Tam and carried, Conf. Com. Rep. No. 83 was adopted and H.B. No. 1243, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 84 (H.B. No. 204, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Chumbley and carried, Conf. Com. Rep. No. 84 was adopted and H.B. No. 204, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 86 (H.B. No. 594, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Kim and carried, Conf. Com. Rep. No. 86 was adopted and H.B. No. 594, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 88 (H.B. No. 498, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 88 was adopted and H.B. No. 498, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 90 (H.B. No. 645, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Conf. Com. Rep. No. 90 was adopted and H.B. No. 645, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 92 (H.B. No. 599, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 92 was adopted and H.B. No. 599, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 108 (H.B. No. 160, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 108 was adopted and H.B. No. 160, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FRAUDULENT CLAIMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 117 (H.B. No. 1074, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Buen, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 117 was adopted and H.B. No. 1074, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DROUGHT MITIGATING FACILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 127 (S.B. No. 932, S.D. 2, H.D. 4, C.D. 1):

On motion by Senator Kawamoto, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 127 was adopted and S.B. No. 932, S.D. 2, H.D. 4, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 160 (S.B. No. 119, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 160 was adopted and S.B. No. 119, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 163 (S.B. No. 684, H.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 163 was adopted and S.B. No. 684, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES OF THE SHERIFF'S OFFICE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 24, S.D. 2, H.D. 2:

On motion by Senator Nakata, seconded by Senator Hanabusa and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 24, S.D. 2, and S.B. No. 24, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 64, S.D. 1, H.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 64, S.D. 1, and S.B. No. 64, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 67, S.D. 1, H.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 67, S.D. 1, and S.B. No. 67, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 69, S.D. 1, H.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 69, S.D. 1, and S.B. No. 69, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE ORDER," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 97, H.D. 1:

On motion by Senator Tam, seconded by Senator Kanno and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 97 and S.B. No. 97, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELEMARKETING FRAUD," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 98, H.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 98 and S.B. No. 98, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGAL SERVICES FOR THE INDIGENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 209, S.D. 2, H.D. 2:

On motion by Senator Kawamoto, seconded by Senator Kanno and carried, the Senate agreed to the amendments

proposed by the House to S.B. No. 209, S.D. 2, and S.B. No. 209, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 525, S.D. 1, H.D. 1:

On motion by Senator Sakamoto, seconded by Senator Kanno and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 525, S.D. 1, and S.B. No. 525, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEXTBOOKS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 597, S.D. 1, H.D. 1:

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 597, S.D. 1, and S.B. No. 597, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 640, S.D. 1, H.D. 1:

On motion by Senator Buen, seconded by Senator Kanno and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 640, S.D. 1, and S.B. No. 640, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 670, S.D. 1, H.D. 1:

On motion by Senator Sakamoto, seconded by Senator Kanno and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 670, S.D. 1, and S.B. No. 670, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE STUDENT COUNCIL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 752, S.D. 1, H.D. 1:

On motion by Senator Kawamoto, seconded by Senator Kanno and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 752, S.D. 1, and S.B. No. 752, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BOATING FACILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 759, S.D. 1, H.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 759, S.D. 1, and S.B. No. 759, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 854, S.D. 1, H.D. 1:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 854, S.D. 1, and S.B. No. 854, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 905, H.D. 1:

On motion by Senator Kawamoto, seconded by Senator Kanno and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 905 and S.B. No. 905, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF THE LOBBYIST LAW," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1050, S.D. 1, H.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1050, S.D. 1, and S.B. No. 1050, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1062, S.D. 1, H.D. 1:

On motion by Senator Menor, seconded by Senator English and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1062, S.D. 1, and S.B. No. 1062, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1065, H.D. 1:

On motion by Senator Menor, seconded by Senator English and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1065 and S.B. No. 1065, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARCHITECTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1069, S.D. 1, H.D. 1:

On motion by Senator Menor, seconded by Senator English and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1069, S.D. 1, and S.B. No. 1069, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1082, S.D. 1, H.D. 2:

On motion by Senator Sakamoto, seconded by Senator Nakata and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1082, S.D. 1, and S.B. No. 1082, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1101, H.D. 1:

On motion by Senator Chun, seconded by Senator Kanno and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1101 and S.B. No. 1101, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1165, S.D. 1, H.D. 2:

On motion by Senator Inouye, seconded by Senator Kokubun and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1165, S.D. 1, and S.B. No. 1165, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR NATURAL RESOURCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1207, S.D. 1, H.D. 2:

On motion by Senator Sakamoto, seconded by Senator Kanno and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1207, S.D. 1, and S.B. No. 1207, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1208, S.D. 1, H.D. 3:

On motion by Senator Sakamoto, seconded by Senator Kanno and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1208, S.D. 1, and S.B. No. 1208, S.D. 1, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1264, S.D. 2, H.D. 2:

On motion by Senator Buen, seconded by Senator Chun and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1264, S.D. 2, and S.B. No. 1264, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1315, S.D. 2, H.D. 2:

On motion by Senator Sakamoto, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1315, S.D. 2, and S.B. No. 1315, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

MATTERS DEFERRED FROM WEDNESDAY, APRIL 25, 2001

Stand. Com. Rep. No. 1698 (H.B. No. 1118, H.D. 1):

On motion by Senator Inouye, seconded by Senator Chun Oakland and carried, Stand. Com. Rep. No. 1698 was adopted and H.B. No. 1118, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 567:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, H.B. No. 567, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1725 (H.B. No. 144):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1725 was adopted and H.B. No. 144, entitled: "A BILL FOR AN ACT RELATING TO KAHOLAWE ISLAND RESERVE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1726 (H.B. No. 444, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1726 was adopted and H.B. No. 444, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1728 (H.B. No. 508):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1728 was adopted and H.B. No. 508, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION PROJECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1729 (H.B. No. 540, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1729 was adopted and H.B. No. 540, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1730 (H.B. No. 544, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1730 was adopted and H.B. No. 544, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1732 (H.B. No. 564, H.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1732 was adopted and H.B. No. 564, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1734 (H.B. No. 611, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1734 was adopted and H.B. No. 611, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1735 (H.B. No. 612, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1735 was adopted and H.B. No. 612, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1737 (H.B. No. 670, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1737 was adopted and H.B. No. 670, H.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1738 (H.B. No. 676, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1738 was adopted and H.B. No. 676, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1740 (H.B. No. 869):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1740 was adopted and H.B. No. 869, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1741 (H.B. No. 693):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1741 was adopted and H.B. No. 693, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

Stand. Com. Rep. No. 1799 (H.B. No. 1345, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1799 was adopted and H.B. No. 1345, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONTENT OF FUELS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1818 (H.B. No. 730, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1818 was adopted and H.B. No. 730, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

FINAL READING

Conf. Com. Rep. No. 6 (S.B. No. 48, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Buen and carried, Conf. Com. Rep. No. 6 was adopted and S.B. No. 48, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read

throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Ihara).

Conf. Com. Rep. No. 15 (S.B. No. 1385, H.D. 1, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 15 be adopted and S.B. No. 1385, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nakata.

Senator Sakamoto rose in support of the measure and said:

“Mr. President, I rise to speak in support of S.B. No. 1385.

“This measure implements certain recommendations of the Auditor relating to inequities in the salary structure of educational officers. It would require the department in collaboration with the University of Hawaii Office of Human Resources to conduct a formal comprehensive salary survey, implement the formal job evaluation methodology, and to report its findings to the Legislature no later than 20 days before the 2002 Regular Session.

“Mr. President, the audit revealed significant inequities in salary compensation as well as job classifications in the Department of Education. It was found that the salaries of some department personnel were substantially higher than comparable jobs in the private and some public sectors. Therefore, Mr. President, this measure would seek to correct these compensation and classification inequities.

“Mr. President, in this regard, public education in this State is a big business. As mentioned before, it’s a \$1.5 billion a year business. Because of this magnitude of operations, your Committee on Education has endeavored to initiate and facilitate legislation that would be the foundation and the impetus from which our young people, hard-working teachers, administrators, and parents could more effectively use these limited resources.

“Mr. President, education is a priority of the Senate and we have passed a significant number of educational initiatives this Session. These initiatives include correcting major maintenance deficiencies and creating an omnibus school repair and maintenance program, establishing public/private partnership for repair and maintenance, and increasing school-level minor repair funding. For parents and community, we initiated measures to assist and increase efforts in the parent community network, which gets parents involved with schools. For athletic coaches who are teachers, as well as non-teachers, we’ve provided appropriate funding that would increase their compensation for their skills and for their efforts. For students, we have measures to formally establish the Hawaii State Student Council.

“Another major initiative is infusion of substantial appropriation of resources into the Felix consent decree program. Teachers will be substantially improved with the establishment of the Hawaii Teacher’s Standards Board and professional development programs. And similarly, another major initiative is the recruitment and retention of principals and vice principals.

“Mr. President, the DOE lacks sufficient support staff for the total environment, but this budget adds 200 teachers, 200 clerical personnel, 9 business managers, and 42 business assistants. The focus has been to provide appropriate staff and tools so we can work smarter and use our resources more efficiently. So the goal is to keep qualified teachers in the classroom as well as supporting them.

“Finally, Mr. President, just as important, measures such as this will provide other measures related to textbooks, after-school activities, charter schools, art in the schools. We’ve attempted, in measures like this, to use the dollars more efficiently and with the efforts of your Education Committee and all of us here in the Senate, we hopefully can continue in the future to bear the fruits of our labor.

“Thank you, Mr. President.”

Senator Hogue rose to speak on the measure with reservations and said:

“Mr. President, I rise to speak on this bill with some reservations.

“This measure, as the good Senator from Salt Lake mentioned, seeks to address inequities between the salaries of educational officers and comparable positions in other state agencies. The intent is definitely a step in the right direction as the Senate Education Chair already mentioned, but the measure really doesn’t go far enough.

“This measure directs the Department of Education to conduct a classification study and a survey to assess positions, allocations, salaries, and classifications within the department. The department is then directed to implement a formal job evaluation methodology that is consistent with the class structure already adopted. However, the Department of Education, in accordance with and working with the University of Hawaii, is really not the appropriate agency to perform a study, survey, and evaluation on itself, which essentially is what happens in this bill.

“The Auditor’s report upon which the bill was originally based cited specific inequities and specific solutions. I don’t think that this is what they had in mind.

“We must hold our public school system accountable, not just halfheartedly. Thank you.”

Senator Slom then requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 15 was adopted and S.B. No. 1385, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 23 (S.B. No. 1512, H.D. 1, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 23 be adopted and S.B. No. 1512, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Matsuura.

Senator Hemmings rose to speak in favor of the measure and said:

“Mr. President, I rise to speak in favor of this bill.

“In short, Mr. President, as reiterated in the conference draft of this bill, this bill may be a real dog and pony show. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 23 was adopted and S.B. No. 1512, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Chun).

Conf. Com. Rep. No. 27 (S.B. No. 1066, S.D. 1, H.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 27 be adopted and S.B. No. 1066, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kim.

Senator Slom rose in opposition of the measure and stated:

"Mr. President, I rise to speak in opposition to the bill.

"The bill seeks to enhance consumer protection by putting a further burden on mutual benefit societies and health maintenance organizations. As we're going to be discussing this morning and into this afternoon probably, health maintenance and health costs are going to be a major part of our cost decisions. What this bill does is to mandate that the current net worth minimum requirement of \$1.5 million be increased to \$2 million.

"I don't think it's going to provide additional consumer protection because we already have the laws and we have the regulations in effect. I think it will be more of a burden on the health delivery systems, which in turn will pass these burdens on to the consumers.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 27 was adopted and S.B. No. 1066, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Slom). Excused, 1 (Chun).

Conf. Com. Rep. No. 28 (S.B. No. 1071, H.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 28 be adopted and S.B. No. 1071, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chumbley.

Senator Slom rose in opposition to the measure as follows:

"Mr. President, I rise to speak in opposition to the bill.

"Again, the measure changes the bonding requirements right now as well as liability insurance errors and omissions insurance specifically. It would require additional coverages for managing general agents and reinsurance intermediary managers.

"It is not necessary. It will not provide additional consumer protection, and it will again increase the cost of insurance to consumers.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 28 was adopted and S.B. No. 1071, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Slom). Excused, 1 (Chun).

Conf. Com. Rep. No. 31 (S.B. No. 1550, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 31 was adopted and S.B. No. 1550, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 32 (S.B. No. 643, S.D. 2, H.D. 1, C.D. 1):

Senator Buen moved that Conf. Com. Rep. No. 32 be adopted and S.B. No. 643, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kanno.

Senator Slom rose to support the measure and said:

"Mr. President, I rise in support of this measure.

"It's about time that we have taken care of the vicious dogs, both in and out of the Legislature. I think that this is something that's been long overdue. I guess the only question left, Mr. President, is 'Who let the dogs out?'" (Laughter.)

Senator Matsunaga rose to speak in support of the measure and stated:

"Mr. President, I rise in support of this measure.

"Mr. President, I realize it has been only a couple of years since my last dog speech but, Mr. President, please remember that's 14 dog years.

"First let me commend the good Senator from Maui for her dogged efforts in bringing this bill to the Floor. I understand that this bill almost didn't make it. I understand that negotiations got very 'ruff,' but the good Senator from Maui refused to 'rollover,' and was able to successfully negotiate this bill.

"What this bill does is it authorizes and legalizes the Honolulu County ordinance which was passed earlier and it addresses a very real and specific problem – and that is dangerous dogs.

"So, Mr. President, with the passage of this measure we will no longer have the 'tail wagging the dog' and this bill will actually put some 'teeth' into our laws.

"Mr. President, I urge all my colleagues to 'bark' aye. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 32 was adopted and S.B. No. 643, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOGS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 33 (S.B. No. 185, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kawamoto, seconded by Senator Chun and carried, Conf. Com. Rep. No. 33 was adopted and S.B. No. 185, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 36 (S.B. No. 589, S.D. 1, H.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 36 be adopted and S.B. No. 589, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Matsuura.

Senator Hogue rose in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"I should tell you first of all, colleagues, that this bill was set up so that the Insurance Commissioner could look into what is going on with one particular dental insurance provider. There apparently are some concerns about this provider and the Insurance Commissioner wants to go in and take a look at it.

"However, it gives the Insurance Commissioner extraordinary powers and essentially opens the door for him to go in and look at the books of every single dental insurance provider. I'm not sure that that's what this body wants to happen.

"We are creating a slippery slope here by really going over the top and extending too much power to the Insurance Commissioner, perhaps even giving him the chance for an abuse of power. So I encourage all of you to vote 'no.'

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 36 was adopted and S.B. No. 589, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Conf. Com. Rep. No. 51 (H.B. No. 1339, H.D. 1, S.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 51 be adopted and H.B. No. 1339, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator English.

Senator Hemmings rose to speak in favor of the measure with reservations and said:

"Mr. President, I rise to speak in favor of the bill with reservations.

"This is not smart growth, Mr. President. It allows the county boards to impose and collect impact fees and then put it into their general fund, which may be a good idea but not in light of the fact that the water decisions first have to be made in the shadow of the statewide water code, thus, forcing any major changes in water use at the county level to go through the state system first. These two hoops, oftentimes fraught with perils such as politics, impose tremendous impacts on the cost, ultimately, of housing and development in our communities.

"I do believe the counties should have the power, and this would be good legislation in unto itself if it wasn't superseded by the statewide water board and all its politics and machinations. Hence my reservations.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 51 was adopted and H.B. No. 1339, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 52 (H.B. No. 118, H.D. 3, S.D. 2, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Menor and carried, Conf. Com. Rep. No. 52 was adopted and H.B. No. 118, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 53 (H.B. No. 646, H.D. 1, S.D. 2, C.D. 1):

Senator Matsuura moved that Conf. Com. Rep. No. 53 be adopted and H.B. No. 646, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Menor.

Senator Hemmings rose to speak against the measure and stated:

"Mr. President, I rise to speak against this legislation.

"I have one question to ask the people that are proponents of this bill: If we're selling needles to drug addicts, where do they get the drugs?

"There was a time when giving out drug paraphernalia was a crime also. The State is simply authorizing individual drug stores or people that sell sterile syringes to be enablers. This is not the path to solving the problem; it's a path to more drug consumption and more illegal activity that's related with obtaining the drugs.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 53 was adopted and H.B. No. 646, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 55 (H.B. No. 503, H.D. 2, S.D. 2, C.D. 1):

Senator Buen moved that Conf. Com. Rep. No. 55 be adopted and H.B. No. 503, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Inouye.

Senator Slom rose to speak in opposition to the measure as follows:

"Mr. President, I rise to speak in opposition to the bill.

"This bill actually circumvents the current lease auction process. What it does further is to place no limit on the number of lease extensions that could conceivably allow continuous extension forever, essentially removing the lands from the public land trust. So I think the public loses an opportunity to take an active part in land use.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 55 was adopted and H.B. No. 503, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE LEASES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Conf. Com. Rep. No. 66 (H.B. No. 236, H.D. 1, S.D. 1, C.D. 1):

Senator Matsuura moved that Conf. Com. Rep. No. 66 be adopted and H.B. No. 236, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kanno.

Senator Fukunaga rose and said:

"Mr. President, please record a reservation for me on this vote."

The Chair so ordered.

Senator Slom rose in support of the measure and said:

"Mr. President, I rise in support of this measure.

"The public has asked very little of its public officials but one of the things it has asked over the years is why did Hawaii have the lowest age of consent in the nation? Why was it okay for young women 14 years of age to have sexual relations particularly with older men whether it was consensual or not consensual? They asked us to do something about it in the last couple of years and we didn't do it.

"This year we tried to amend the bill and change the bill and argue about the bill and I think this is one of the successes of this Session – that both the House and the Senate got together and finally reached a position that is more in line of what the public has wanted to do and has asked us, no, demanded for us to do. So I'm very happy to support this bill.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 66 was adopted and H.B. No. 236, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 67 (H.B. No. 123, H.D. 1, S.D. 1, C.D. 1):

Senator Kawamoto moved that Conf. Com. Rep. No. 67 be adopted and H.B. No. 123, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kanno.

Senator Chumbley rose to speak in opposition of the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"Well colleagues, I won't go through my top ten list of the reasons to vote against this bill because you're all too familiar with it. I want to say that I am supportive of reducing speeding in school zones. I don't think that any of us would stand up here today and argue against that. In fact, Mr. President and colleagues, I don't even have a problem with the \$250 fine . . . let's make it \$300; let's really put some teeth into it. That's not the issue.

"Section 1 of the bill, page 2, lines 16 through 19, sets out to define what is a school zone and it reads: "'School zone' means every street and all public property in the vicinity' – in the vicinity – 'of a school as designated by the department of transportation and the counties, in their respective jurisdictions.'" While the good Chairman from Waipahu did make a good faith effort to improve this bill, I would suggest to you that the bill is even more flawed now than it was before. Because before, it was 1,000 feet, now it is the vicinity. That's a very subjective term.

"What is the vicinity? Is it 100 feet? Is it 500 feet? Is that really what we want to do? Do you want the Department of Transportation . . . and it doesn't say who in the Department of Transportation makes that decision. Is it the director? Is it the deputy director? Is it one of the civil service employees down at the lowest level? It doesn't say who in the counties makes that decision.

"So I would suggest to you that this bill is just as poorly drafted and poorly thought out in that aspect. I think we all want to make our school zones safe. This is not going to do it. This is just going to cause heartburn and pocket problems.

"Thank you."

Senators Hemmings and Slom then requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Kawamoto rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in favor of this bill.

"Someday I hope that we and the Senator from Maui and Kauai get our signals straightened out. We have to make two fingers, one finger, three fingers, but someday I hope that in the near future we'll get the signals correct.

"When this bill came out previously, passing through this body, the complaints were about my insertion of the 15-mile speed limit because our concern was for pedestrians. Eventually the House decided that 15 miles was not a good idea, so I took that out.

"So, in the mood of facilitating this bill to go through, I accepted the House definition of allowing the DOT to designate the distance and the streets to be used as school zones. They know safety as I know safety, so we allowed them to do that.

"So I urge my colleagues to vote 'aye.' Someday, maybe next year, we're going to get together.

"Thank you very much."

Senator English rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"I have to say that it's gotten better in some areas and not so much better in others. Yes, I think the Senator from Waipahu understands which finger is coming. (Laughter.)

"Mr. President, I can tell you one thing – in my particular district, with this it is very unclear if the Director of Transportation will designate, the County Council will designate, the Mayor will designate, the engineer for the Department of Transportation on Maui. The potential for this to turn the entire Kahului/Wailuku area into a school zone is very great because you have so many schools in there.

"I cannot support it because it does that and because, Mr. President, I think that there are other ways to deal with speeding issues and deal with the protection of pedestrians than this. So I cannot support the measure.

"Thank you, Mr. President."

Senator Matsunaga rose to speak in support of the measure with reservations as follows:

"Mr. President, I rise in support of this measure with reservations.

"Mr. President, I share some of the concerns expressed by the previous speakers. I would like to point out though that on page 2, lines 20 through 21, there is a provision that allows the director to adopt rules pursuant to this chapter, which hopefully should clarify the intent that the authors had intended.

"Thank you, Mr. President."

Senators Hogue, Menor, Ige, Ihara and Kim then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 67 was adopted and H.B. No. 123, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPEEDING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Chumbley, English).

Conf. Com. Rep. No. 68 (H.B. No. 135, H.D. 2, S.D. 1, C.D. 1):

Senator Kawamoto moved that Conf. Com. Rep. No. 68 be adopted and H.B. No. 135, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kanno.

Senator Hogue rose in opposition to the measure and said:

"Mr. President, I rise to speak in opposition to this bill.

"I've spoken on it before as this thing has passed through. I think it's well intended and I'm sure all of us want our children to be very safe. We've heard about tragic accidents; there's no doubt about that. But just like the laws that would have us put our hands at 45-degree angles or put our children in helmets as they ride their scooters around the neighborhood, I think this one is really way over the top.

"First off, it puts difficult restrictions on parents. What do parents who have small cars and several youngsters do just to get around? And what do parents who drive a truck and live in the country or on the neighbor islands do? A better idea would

be to trust parents – to trust them to make the best decisions for their children and to make them be safe.

"That's what I would do as the parent of four children, and that's why I'm voting 'no.' Thank you."

Senator Matsunaga rose in opposition and said:

"Mr. President, I rise in opposition to this measure.

"Mr. President, I would like the words of the previous speaker inserted into the Journal as my own. I would like to point out that it was just a few years ago we raised the age for booster seats to age four and now we're doubling it to age eight. I'm concerned about this trend, Mr. President. I fear by the year 2011 we'll have up to age 18 in booster seats. (Laughter.)

"So I urge my colleagues to vote 'no.' Thank you, Mr. President."

Senator English rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"The words of the Senator from Kaneohe are very apropos to this measure. Mr. President, I have nieces and nephews and this is in the country in Maui so understand that we feed them very well with all that poi. But they're eight years old and way over 80 pounds, so how can I possibly fit these poor kids in a safety seat?

"Mr. President, this measure is not fair to those in the rural areas, in the country, those that have to transport children, often many children, and it simply doesn't work for the outer islands and the outer districts. So I have to vote 'no' on this.

"Thank you."

Senator Kawamoto rose to speak in favor of this measure and said:

"I rise to speak in favor of this bill, Mr. President.

"As the previous speaker spoke, you know we like those people that are bigger and heavier so that they can be on the UH football team. But this bill does not address them – it's 60 pounds and below. So if they're 80 pounds and above, they're okay to ride without a booster seat.

"Some of us sometimes listen to the news and fortunately we had a newscast the other day about four parents who were having their children put into booster seats and all four of them had positive remarks about this bill. So if we're going to do the people's business and we are concerned about safety, KIPC has said this is important to them because it's a safety item.

"So I urge all my colleagues to vote 'aye.' We even took out the pickup truck provision in this bill. So, for those who were concerned about that, we listened to you and we addressed that in Conference.

"Thank you."

Senator Kim rose to speak against the measure and stated:

"Mr. President, I rise to speak in opposition of this measure.

"I want it to be known that I support keeping our children safe. As a mother it was very important that my child, when he was small, that we put him in a car seat and a booster seat.

"However, I believe that this measure goes too far. I believe that this is a hardship or will be a hardship on many families, especially those who have more than two children. It will also be a hardship on those who carpool, trying to take kids to and from games, to and from school. We're trying to encourage people to carpool, and with this I think it's going to be very difficult for other families to be able to pick up children and not have these booster seats.

"I think we need to rethink this. Perhaps the age needs to be changed so that we can make sure that our children are kept safe. I want to commend those parents who are putting their kids in booster seats. They don't need a law to do this. The smart ones will do it and if they're able to do it.

"For those reasons, I'll be voting 'no.' Thank you."

Senator Slom rose to speak in opposition as follows:

"Mr. President, I, too, rise in opposition to this bill.

"As the good Senator just said, you don't have to force people to do what is right. Those of us that are parents and have taken care of our children, and other children as well, will always look for safety number one.

"You know, first we required seat belts for all children, and then we required airbags and then we found out that airbags kill children, then we found out that the seat belts don't work. Now we're talking about the child booster seats up till age eight or up to 80 pounds, and whose scale are we going to use, and who's going to measure the 80 pounds. I think we discriminated against those that are more sturdy children and likely to be linebackers than those that are in the backfield.

"Taking a cue from Senator Matsunaga, I am very concerned that ultimately what we're going to do is we're all going to have to carry our car seats around with us regardless of age, weight, color, sexual orientation, or condition. I think it's time that if we want to talk about the kids and we want to talk about the parents in our community, we stop passing legislation that raises their taxes and their expenditures and help them that way, and then we'll all be healthier.

"Thank you, Mr. President."

Senator Chumbley rose to speak in opposition and said:

"Mr. President, I rise to speak in opposition to this measure.

"Colleagues, while I don't have the same kinds of props that my good friend in front of me does, I do have a little bit of humor for you. Some of you have told me that I've been acting like a juvenile this year but you haven't told me how old I am. Therefore, I'm concerned that you're going to now ask me to put a booster seat in my chair here on the Floor.

"I think the good Senator from Kalihi hit it on the head – this is a parental responsibility issue. This is not for government to tell parents what to do. The good Senator from Waipahu was talking about the parents on TV who were applauding about those who put their children in booster seats. They don't need this law to do it. They're already doing it. This is parental responsibility. This is not for government to decide.

"I urge you to vote 'no.'"

The motion was put by the Chair and carried, Conf. Com. Rep. No. 68 was adopted and H.B. No. 135, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

CHILD PASSENGER SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 13. Noes, 12 (Chumbley, English, Hemmings, Hogue, Ige, Ihara, Inouye, Kim, Matsunaga, Matsuura, Menor, Slom).

Conf. Com. Rep. No. 70 (H.B. No. 1685, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 70 was adopted and H.B. No. 1685, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 75 (H.B. No. 1668, H.D. 1, S.D. 1, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 75 be adopted and H.B. No. 1668, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nakata.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this legislation.

"Mr. President and colleagues, this is exactly what's wrong with the public education system – we're fixing the problem from the back end. We should be providing every incentive possible for new teachers to come into the system, not rehiring retired teachers who will be collecting retirement while also simultaneously, in many cases, be collecting inflated salaries to do a job that should be given to someone coming out of college and into the teaching profession. This does not solve the problem over the long term and it only delays it further.

"Hence it is legislation that adds to the problem, not solves it. Thank you, Mr. President.

Senator Sakamoto rose to support the measure and stated:

"Mr. President, I rise in support of the measure.

"In response to the previous speaker's comments, Mr. President, this bill does not hire the teachers. This bill makes it permissive for the department to hire teachers that have been retired two years. In light of the shortage, Mr. President, in light of those who read the newspaper talking about our department needing 1,400 teachers this year, and in light of the fact that our local school system puts out less than half of that, we need teachers wherever we can find them at this point in time, Mr. President.

"If retired teachers have retired out of our system and may be working as a teacher somewhere else or taking care of the keiki at home, and if indeed they're a qualified and excellent teacher, Mr. President, we're equipping the department with an ability to hire teachers without the barrier of them having previously retired from our system."

Senator Hemmings rose in rebuttal and said:

"Mr. President, I rise on a point of rebuttal.

"In response to the designated hitter, the good Senator from Moanalua, I don't want to get into semantic jousting about this. This bill does exactly what I spoke about. It rehires retired teachers.

"If the Majority Party and the good Chairman of the Education Committee wanted to really address the problem with the teacher shortage, what they'd do is solve Hawaii's economic problems so young people could afford to live in Hawaii, not go to the mainland and go to college and then stay on the mainland because they cannot afford to come home. What we'd do is we'd provide more economic incentives in the teaching profession to make it rewarding to be a teacher in Hawaii.

"I stand by my comments. They're exactly right. We're trying to pull teachers out of retirement at the end of their career rather than providing incentives for young people to come in and build for a future by providing a healthy economy where young people can work and thrive. Too many of our children and grandchildren are living on the mainland because they can't afford to work here. In the meantime, the State of Hawaii is going to rehire retired teachers to collect twice for a job that should be done by a young person.

"Thank you, Mr. President."

Senators Hogue, Slom and Ige then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 75 was adopted and H.B. No. 1668, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Hemmings). Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 77 (H.B. No. 1211, H.D. 1, S.D. 1, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 77 be adopted and H.B. No. 1211, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Buen.

Senator Slom rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this bill.

"This bill tries to do several things, most of which I think are very positive in dealing with certain kinds of firearms and electric guns. However, there's one major stumbling block and for me that's enough to vote 'no' and that has to do with constitutional infringement on privacy.

"As has been testified by the Hawaii Medical Association and others, the acquisition of medical records by county police departments may afford many opportunities for that breach of confidentiality of these records. A breach of medical privacy can have far-reaching implications and obtaining these records can force a severe obligation on the police departments to make sure that privacy is handled properly.

"Medical records which are part of this would contain information dealing with marital problems, sexual orientation, HIV status, and other considerations all of which could be construed as affecting mental stability. There's no certainty in

here that the police departments are taking adequate steps to take care and protect that privacy.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 77 was adopted and H.B. No. 1211, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 2 (Hemmings, Slom). Excused, 3 (Fukunaga, Ige, Ihara).

Conf. Com. Rep. No. 80 (H.B. No. 600, H.D. 1, S.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 80 be adopted and H.B. No. 600, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kanno.

Senator Hogue rose in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"As you probably have noted, this bill is monstrously thick. As a matter of fact, it is over 140 pages. I don't know how many of you actually sat down and went through it page by page, but as you do so, you may have noted that there is a huge section here about fee increases. It's the worst part of this bill.

"DCCA says they're only trying to simplify their fee structure. I'm not sure it's a total coincident, but when they talk about simplifying, in the end they get more revenues. We found 23 separate fee increases buried throughout this bill - higher fees for: general partnerships, limited liability partnerships, foreign LLPs, special handling of certificates, making certified copies of documents, affixing seals, notarizing certificates, making statements of change, good standing certificates, whatever those things are. The list goes on and on. Yes, DCCA did drop some fees along the way, but they admitted the net effect is more money for them.

"Fee increases like this are part of the reason why business is not flourishing here in the State of Hawaii, and it's the biggest reason why I'm voting against this bill.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 80 was adopted and H.B. No. 600, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 3 (Hemmings, Hogue, Slom). Excused, 3 (Fukunaga, Ige, Ihara).

Conf. Com. Rep. No. 85 (H.B. No. 271, H.D. 1, S.D. 1, C.D. 1):

Senator Kawamoto moved that Conf. Com. Rep. No. 85 be adopted and H.B. No. 271, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Menor.

Senators Kim and Taniguchi requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 85 was adopted and H.B. No. 271, H.D. 1, S.D. 1,

C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Chumbley, English, Hogue, Ige, Ihara, Matsunaga).

Conf. Com. Rep. No. 87 (H.B. No. 469, H.D. 2, S.D. 1, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 87 be adopted and H.B. No. 469, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nakata.

Senator Hogue rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in support of this bill with reservations.

"First of all, I want to say that this bill is actually the step in the right direction because it recognizes that principals are essentially managers of their respective schools. It recognizes that principals need vice principals with managerial or administrative experience, even if that experience is outside the education system.

"However, Mr. President, there are a couple of flaws. First it requires all principals to have at least three years experience in the classroom. That's down from the current law of five years experience. Now, I understand that principals need to know what's going on in the classroom, however, I don't believe that managerial experience is necessarily tied to skills acquired in the classroom. For example, if I can use the world of sports, there are a number of stories about great coaches or managers who never played the game.

"The second flaw is a bigger one. As you know, we are facing a potential shortage of principals here in the very near future. In fact, many might be retiring. Thus we need more vice principals to train in the system. This allows VP candidates to be hired with appropriate managerial or administrative experiences. Now that's a good idea but there is really a 'catch-22' here. Once they're in, under this bill they can't be promoted to principal because they don't have the required three years in the classroom.

"For these reasons, I'll be voting with reservations. Thank you."

Senator Hemmings then requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Sakamoto rose to speak in support of the measure and said:

"Mr. President, I rise in support of H.B. No. 469.

"Mr. President, the purpose of this measure is to provide the Department of Education more flexibility in hiring principals and vice principals. It no longer requires principals and vice principals to serve as a teacher for no less than five years. As mentioned, it requires principals to have served five years in appropriate school level experience, three of which must have been as a teacher. It requires vice principals to have appropriate school level experience as determined by the department, and allows the department to waive certification and experience requirements on a case-by-case basis.

"Mr. President, this measure does provide extraordinary and unusual flexibility in the hiring of principals and vice principals to the Department of Education. However, we're facing a critical shortage in these extraordinary times, and because of the shortage of school administrators as pointed out by the Senator from Kaneohe, we feel that situations will become more acute in the immediate future because of the retirements and turnover of personnel.

"Mr. President, being a public school principal today is one of the most challenging, complex, and difficult jobs in America. An effective principal must not only be an educator, but also be among other things, a business manager, community leader, disciplinarian, facilities manager, special education expert, and above all, a skilled facilitator able to conduct with vocal and conflicting demands of students, teachers, parents, bureaucrats and everyday critics. In addition, principals are facing litigation. It's no wonder that we're having increased difficulty in finding well-qualified candidates and at the same time finding increasing short tenures for those who do become principals.

"Mr. President, the flexibility proposed will enable the department to have management tools for recruitment of school administrators because of their experience, skills, and characteristics that would make them more successful school leaders. It is not meant to denigrate the value of prior teaching experience for administrators, but rather a recognition that because of today's complex nature of the job, candidates should not be limited to those coming from the ranks of classroom teachers.

"The hope, as previously commented, in the future is that if some of these vice principal candidates are brought into the system and are successful, future legislators may indeed look at changing these requirements in the future. But at this time, Mr. President, we feel this is a big step forward to enable the department, again, to have more tools to address our school system as it exists today."

Senator Slom then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 87 was adopted and H.B. No. 469, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL PERSONNEL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Ige).

At 11:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 o'clock noon.

Conf. Com. Rep. No. 89 (H.B. No. 526, H.D. 1, S.D. 1, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 89 be adopted and H.B. No. 526, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Matsuura.

Senator Slom rose in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"First of all, let me say that I am absolutely supportive of very strong child support enforcement laws and administration. I think, however though, that when we look at agencies of government, the Child Support Enforcement Agency has done a

terrible job in the past. People that have made payments correctly were not credited with those payments. Single moms did not get payments either in a timely manner or at all, in some cases.

"Now what this bill would do is to allow them to skirt judicial review to, on their own, issue liens and other court documents that should be reserved for the judiciary and which is not. It's giving them a great deal of power without them having demonstrated that they have the responsibility or the accountability.

"So as I say, I'm firmly supportive of enforcement. I think, in fact, we've lost much money for both the State and for individuals who are deserving of it. I want to see this agency do a better job before we think about giving them any additional power.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 89 was adopted and H.B. No. 526, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Slom). Excused, 1 (Fukunaga).

At 12:02 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:57 o'clock p.m.

Conf. Com. Rep. No. 91 (H.B. No. 201, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 91 was adopted and H.B. No. 201, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION ACT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 93 (H.B. No. 1234, H.D. 1, S.D. 2, C.D. 1):

Senator Matsuura moved that Conf. Com. Rep. No. 93 be adopted and H.B. No. 1234, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senators Hogue, Hemmings and Slom requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 93 was adopted and H.B. No. 1234, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO QUEST," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 107 (H.B. No. 175, H.D. 2, S.D. 2, C.D. 1):

Senator Tam moved that Conf. Com. Rep. No. 107 be adopted and H.B. No. 175, H.D. 2, S.D. 2, C.D. 1, having been

read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Tam rose to support the measure and remarked:

"Mr. President, I rise to speak in support of H.B. No. 175, C.D. 1.

"In previous Sessions, the Legislature offered a package of incentives to encourage continued growth and development of high technology industries in Hawaii. This has helped position Hawaii for the new economy. Now it is time to clearly announce that Hawaii is a tech-friendly place to do business.

"H.B. No. 175, C.D. 1, moves to add further tax incentives for the high technology industry with the following incentives:

1. Technology infrastructure renovation tax credit;
2. Exemption for public Internet data centers;
3. Exemption for the sale of net operating loss by qualified high technology business;
4. Royalties derived from patents, copyrights, or trade secrets excluded from gross income;
5. Stock options from qualified high technology businesses excluded from taxation;
6. High technology business investment tax credit; and
7. Tax credits for research activities.

"This is a bill whereby the private sector and government work together. Thank you."

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in favor of the bill with reservations.

"It is certainly true that the Legislature in 1999 and 2000 passed landmark legislation to help spur on high technology. It is also true, however, that high technology still represents less than 3 percent of our State's economy. Many of the businesses that are still struggling in our State do not get the benefit of tax exemptions, tax credits, carryover of their losses, fast tracking, or any of the other major inclusions in the bills over the last three years, including this one.

"There also is a problem, I think, with this bill in that providing additional favorable tax treatment in conjunction with the capitalization benefits and the sale of these carryover losses is highly speculative in terms of what we've seen in the last year with technology in general, both nationally and locally.

"In addition to that, I call your attention to page 9, lines 1 to 7. The language seems vague and confusing and may be interpreted that the State rather than the federal government is determining that the internal revenue code does not apply to expenses related to royalties.

"So I think it's a good idea that we help this industry. I would like us to help additional industries as well. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 107 was adopted and H.B. No. 175, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 115 (H.B. No. 462, H.D. 1, S.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 115 be adopted and H.B. No. 462, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 115 was adopted and H.B. No. 462, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 128 (S.B. No. 1113, H.D. 1, C.D. 1):

On motion by Senator Kawamoto, seconded by Senator Menor and carried, Conf. Com. Rep. No. 128 was adopted and S.B. No. 1113, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 129 (S.B. No. 755, S.D. 2, H.D. 1, C.D. 1):

Senator Kawamoto moved that Conf. Com. Rep. No. 129 be adopted and S.B. No. 755, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Kawamoto rose to speak in favor of the measure and stated:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, for those of you on the neighbor islands and for those of us who have piers and harbors in our districts, we urge you all to vote 'aye' on this bill because this is the only way in which we're going to get some of these things done. Our special funds are about \$30 million a year and it can go only so far. We have a backlog of about \$66 million worth of harbor improvements and we need this opportunity – a way in which we can get some of these improvements done.

"Basically, we're again calling for \$2 million of capital advancement to be made by the private sector and be paid back by fees owed to the State at future dates.

"This bill had some problems with the Attorney General's Office. We tried to fix this and we fixed as much as we could with the Attorney General's Office. The concern was the fact that because a fee is not going into the special fund, there's some concerns from budget and finance about bond ratings.

"The game plan on this bill is that it may be taking out some special funds a little at a time every year, but our game plan is to address the up and coming economic capability of our wharves and piers, and that is the cruise ships. We've seen in the horizon many, many cruise ships coming in – not double or triple, but ten times the amount of cruise ships that are presently coming in.

"So we hope this special fund will grow not only \$30 million, but someday it could be \$60 million or someday it

could be \$90 million, and the problem with fixing the harbors and piers would not be a problem as far as the physical concern being there.

"We're asking you to send a message to the Governor that this bill is a bipartisan bill, a concern of the economy, a concern of the harbors on the neighbor islands and also in our area in Honolulu that we need some way to fix the piers or some of these foreign ships may sail away and not have the opportunity to see the islands of Hawaii.

"So I urge you all to vote 'aye' on this bill. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 129 was adopted and S.B. No. 755, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 130 (S.B. No. 1060, S.D. 1, H.D. 2, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 130 be adopted and S.B. No. 1060, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chumbley.

Senator Hogue rose in opposition to the measure and said:

"Mr. President, I rise to speak in opposition to this bill.

"I spoke earlier about DCCA wanting to raise some fees. Well, they're at it again in this bill. In this bill, if the DCCA decides to audit a realtor's escrow depositories, they'll force the realtor to cough up \$40 an hour per examiner, plus travel expenses, per diem, mileage, and all other reasonable, and perhaps unreasonable, expenses as well.

"This isn't a service that the realtors are clamoring for. Just ask yourself this question – If the IRS were going to audit you, would you give them the privilege of also foisting a fee upon you? I don't think so.

"The DCCA is supposed to be self-sufficient, but why do they always appear as if they are giving themselves a raise?

"I'll be voting 'no.' Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 130 was adopted and S.B. No. 1060, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Conf. Com. Rep. No. 131 (S.B. No. 1068, S.D. 1, H.D. 2, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 131 be adopted and S.B. No. 1068, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kim.

Senators Slom, Hemmings and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 131 was adopted and S.B. No. 1068, S.D. 1, H.D. 2,

C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCER LICENSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 135 (S.B. No. 654, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 135 was adopted and S.B. No. 654, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 136 (S.B. No. 41, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 136 was adopted and S.B. No. 41, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 139 (S.B. No. 1046, S.D. 1, H.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 139 be adopted and S.B. No. 1046, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nakata.

Senators Taniguchi and Matsunaga requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Menor rose for a conflict ruling as follows:

"Mr. President, before you officially record a 'no' vote on this measure together with other measures pertaining to the public employees' health fund, I wanted a ruling in regards to a potential conflict. My wife is a public school teacher and both she and my family are covered under a union health plan."

The President ruled that Senator Menor was not in conflict.

Senator Chun also rose for a conflict ruling and stated:

"Mr. President, I also would like to ask for a ruling on a conflict. I am a member of a union health plan."

The President ruled that Senator Chun was not in conflict.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 139 was adopted and S.B. No. 1046, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Kanno, Kawamoto, Menor).

Conf. Com. Rep. No. 148 (S.B. No. 1144, S.D. 2, H.D. 2, C.D. 1):

Senator Nakata moved that Conf. Com. Rep. No. 148 be adopted and S.B. No. 1144, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Sakamoto rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"Mr. President, no amount of wishful thinking or compassion by this Legislature will change the basic laws of supply and demand. If we raise the minimum wage, the laws of supply and demand indicate that employers are forced to pay an inflated wage or higher wage and will reduce the demand for inexperienced and unskilled workers. That will result in higher unemployment of the very people we are trying to help.

"This is not just the rhetoric of small business . . . I'm a small businessperson. Noted economists and Federal Reserve Chairman Alan Greenspan have stated that that is an economic reality. Past experience around the nation shows us that while the minimum wage increase does lift some families out of poverty, it inevitably pushes more families into poverty.

"So if we raise the minimum wage, we will force the 90 percent or so of small employers in Hawaii to control costs possibly by eliminating jobs, possibly displacing lower skilled workers for more productive workers, and possibly shaving work schedules.

"We cannot legislate wealth. We cannot force Hawaii's employers to higher wages. This measure will do more harm than good in the long run, Mr. President.

"This measure also doesn't address the tip credit. Many of the minimum wage workers work for restaurants. My son works for a restaurant. I go and check his counter and his paychecks are sitting on the counter. Why? Because it's not the minimum wage, he's got the tips . . . dollars in his pocket. Restaurateurs have come before us saying, 'Yes, there are many minimum wage earners that don't pick up their paychecks because their tips are so high.' We needed to have addressed the tip credit not by 25 cents, but a higher amount. If we do something, let's do it right.

"We can't legislate doing things like this to help us. We talk about inflation. We talk about Hawaii's cost of living. We, as government, raise the minimum wage of \$5.25 to \$5.75. Now what does that do to the worker who is currently earning \$5.75? Do we then push him or her up to \$6.25? And what does that do with the worker who's earning \$6.25? Do we push him or her up to \$6.75? And so on, and so forth . . . \$10.75 to \$11.25; \$14.25 to \$14.75. Who's generating a cost of living increase and who's generating inflation?

"Measures like this, without commensurate increase in productivity, are pushing everybody's wages up and it's not the correct way to do it. Employers gladly pay more for workers and gladly pay more for the skills produced."

Senator Nakata rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"There are reasons for doing this – reasons of compassion. The minimum wage has not been raised now for eight years. The buying power of that wage has been reduced significantly.

"Welfare reform is coming to a critical point later in this year . . . the five year point when those who have been on welfare for that long will be dropped off those roles. There are many that already have gone off the roles. This measure is intended to help such persons and such families, because there are family wage earners who earn the minimum wage.

"Many in business admit that the time has come for a minimum wage increase. Reports vary as to the impacts of the minimum wage on the economy, but the erosion of the buying power is something that we need to address.

"This is a measure that also helps at a time when social programming has been cut back. We need to give hope to people who are on such assistance or who have been cut off.

"For that reason, I urge my colleagues to support this bill. Thank you."

Senator Hemmings rose to speak against the measure and stated:

"Mr. President, I rise to speak against this legislation.

"With all due respect for the Senator from Kahaluu, this has nothing to do with compassion, in fact, just the opposite. This is going to probably cut entry-level jobs for the people that need them the most. This is probably going to eliminate training jobs for the people that want to enter into an occupation and build a career.

"This is certainly going to hurt the restaurant industry. I'm a consultant for a restaurant that has been struggling fiscally for a number of years right now. The tip credit proviso in this bill is almost insulting. It's subtle and meaningless. It's going to hurt the restaurant industry.

"I hear often about compassion and it's amazing how different people have a different perspective on life. I would think if we really wanted to be compassionate for the truly needy in our society – the sick, the hungry, and the infirmed – we wouldn't charge them tax for being that.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 148 was adopted and S.B. No. 1144, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Kim, Sakamoto, Slom).

Conf. Com. Rep. No. 155 (H.B. No. 407, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kawamoto, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 155 was adopted and H.B. No. 407, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Hogue).

Conf. Com. Rep. No. 157 (H.B. No. 946, S.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 157 be adopted and H.B. No. 946, S.D. 2, C.D. 1, having been read

throughout, pass Final Reading, seconded by Senator Kawamoto.

Senator Chumbley rose in opposition to the measure and said:

"Mr. President, I rise to speak in opposition to this measure.

"Members, this is not the way to address some of the issues that are concerning the Board of Education, the Department of Education, and the public in general about charter schools. While I do acknowledge that the Chair of the Committee has put forth a good-faith effort, I feel that this bill, as drafted, falls significantly short and in fact leaves out opportunities for charter schools to continue.

"Under this bill, if a detailed implementation plan is submitted by a group seeking a charter, and for whatever reason it's tuned down twice because they want them to go back and amend it to make some changes to it, that group would never again have the opportunity to submit for a charter. This is a 'two strikes and you're out' component.

"In addition, preference is given to existing schools and public school programs, as opposed to some of the conversions or some of the start-up programs. If you look at what's happened in the charter movement, the majority of them are start-ups, particularly on the Big Island and those on Maui. The two main schools that have followed the charter program were conversions, so why should they have a preference? Maybe they do have facilities, maybe they do have things in place already, and I give them credit for that, but what's wrong with a start-up?

"The next component is that it could eliminate the small school subsidy, which is very important. Now, the language in the bill is permissive – 'it may eliminate it' versus 'it shall provide it.' So there's a chance that they'll lose that.

"Next, it creates a new review panel. This is what I find to be the most troublesome because I think it's another obscure process that will take away from the initiatives in our community and those groups that really want to work outside of the bureaucracy of the Department of Education. This review panel will be made up of seven people. Five of the seven people are associated with the department or the board. It has four board members and the superintendent or his or her designee. So that's five people who are already, under the existing law, involved in the review of those charters. The bill does allow for two people who are part of the charter school process to be involved in that. That was the token given to them in their hopes of getting more insight over the process.

"This review panel simply makes a recommendation to the Board of Education which already has, under existing statute, the power to make those decisions. So why do we need to go through another convoluted process?

"It appears that this bill has everything that the Board of Education wants, which has shown its cards in opposition to issuing implementation plans for charter schools and nothing for communities or those who want to start up a charter school.

"I urge you to think hard about this, because this clearly is moving in the wrong direction and I would suspect that this is a prime bill for veto by the Governor.

"Thank you."

Senator Hogue also rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this bill as well.

"This legislation is a direct threat to Hawaii's charter schools and is also clearly undermining the fundamental principles by which the charter schools were founded in this public education system.

"First, if a detailed implementation plan by a group seeking a charter is turned down twice, the group will never again be considered a charter. Also, preference is given to existing public schools and public school programs. Thus, these two areas are extremely dangerous as they are directed against those trying to implement significant systemic change.

"I urge you to vote 'no.' This is a bad bill. Thank you."

Senator Sakamoto rose to speak in support of the measure and stated:

"Mr. President, I rise in support of the measure.

"H.B. No. 946 seeks to address many of the concerns raised by charter school advocates, the Board of Education, the Department of Education, and concerned citizens.

"Mr. President, your Committees heard extensive testimony from both sides of the issue, met with representatives of stakeholder groups, and at this point, while this measure obviously cannot completely satisfy all parties, we believe it does clarify a number of issues that creates a fairer process for charter schools.

"One of the major concerns of the parties was funding for charter schools. Some felt that the schools were getting too much money to the detriment of regular public schools. Many charter schools felt they were not being fairly funded and that the lack of funding was an effort to destroy charter schools.

"To create clarity and fairness, this measure establishes the charter school per-pupil allocation at the average per-pupil funding for the public schools in this State. It provides for fiscal responsibility and flexibility in allowing, rather than mandating, that a small school subsidy be given to charter schools.

"Charter school applicants also complained that the current process is protracted, an unclear review and approval requirements. Many expressed frustrations that they've been stuck in a process that continues to require re-submittal to address ever-changing concerns. While their charters have not been denied, many felt they have made no real progress toward obtaining a charter over what some say has been a two year period.

"This measure provides a submittal process and a timeline that addresses this problem. It also provides for the denial of an application which will end the never-ending submittal process and allow an appeals process. The appeals process was one of the major requests of the proponents of charter schools.

"Additionally, this measure allows for provisional approval of charter schools. This was necessary to remedy a catch-22 situation where an approval requires evidence that a school has selected a site and most properties are unwilling to execute an agreement without a charter. So, your Committee and your Education Chair has worked to the best of our abilities with the charter school community, the Department of Education, and the Board of Education to address some of these issues.

"On the issue relating to the review panel, some charter school proponents wanted approval only by charter school people. Now, this is a public school. The Board of Education is at the top of that pyramid. We hoped that by adding charter school people in the review process, it would improve the process.

"The comments about two strikes and you're out, that certainly wasn't my intention. I'm not clear where that is in the measure, but if indeed that's what the measure says, that wasn't my intention or at least that wasn't your Chair's intention on two strikes and you're out. Certainly the intention was to make the process more definitive to enable people to move forward.

"On the point about conversion schools, the first two charter schools were existing public schools and it's been shown that conversion schools and existing schools can more successfully become charter schools. I'm in favor of supporting those efforts. Certainly others are in the process. There's no question that they don't need to be conversion schools or existing schools, but I believe many people in our system have felt trapped and as charters being a way out. So that's why that provision is there.

"So Mr. President, on balance, I feel we've worked hard with the House and members of the different constituencies to put provisions in this bill to move matters forward. So I urge members to vote 'aye' on this measure.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 157 was adopted and H.B. No. 946, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 16. Noes, 9 (Chumbley, Chun Oakland, Fukunaga, Hemmings, Hogue, Ige, Ihara, Matsunaga, Slom).

Conf. Com. Rep. No. 159 (S.B. No. 1096, S.D. 1, H.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 159 be adopted and S.B. No. 1096, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nakata.

Senator Nakata rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"This is a bill that has historic implications for this State. It has not been an easy bill to bring forward. It has major implications for the way state government does business. What it does is moves us into privatization with the option to the Governor as gatekeeper of going to managed competition. The administration's responsibility is then to develop that process. The third component of it is a return to the right to strike for some of the unions.

"All parts of this are not easy for all of us to work with, but we do have a responsibility to the citizens of this State. There has been a cry for government reform, civil service reform. This is part of the response to that cry.

"I would urge my colleagues to support this bill. I would expect that in the future these issues will still be contentious before us. We need to be open to those who are in opposition to this bill to make adjustments as we go, if they are justified.

"Further comments on the right to strike – the teacher's strike is one of the things that moved me to support the return to the right to strike, something I was very ambivalent about. But the bonding and empowerment that I saw going on on those picket lines encourages me that I think those teachers with that empowerment, with the relationships that were built, because in their work environment they don't get too much of a chance to talk to their colleagues. Their introduction to the political system . . . we saw them all here. I believe that they will be better teachers, better educators, really, for our children, in terms especially of their participation in the governmental processes of this State.

"So again, I would urge you, my colleagues, to support this bill. Thank you."

Senator Slom rose in support of the measure and said:

"Mr. President, I rise in support of this measure.

"I agree with the previous speaker that this is a historic event and juncture in our time but it's taken four years to get here. Ever since the Hawaii Supreme Court decision in Hawaii County v. Konno back in 1997, we were told that we don't have the legislative machinery in place to allow privatization as a tool or an option. Now we have it if we pass this bill.

"Privatization is nothing to be feared. Privatization is not a panacea. Privatization does not work in all cases. But privatization is one of those options, one of those fiscal options that government needs to exercise in order to make existing public employees, existing public agencies and private agencies more responsive, more effective, and more cost responsive to the taxpayers who ultimately pay all of the bills. It is no guarantee that because we have the legislation that people will lose jobs or that there will be a wholesale shift to privatization. But there is a guarantee that at least we will meet the court mandate four years late to allow that option by the state and by counties as well.

"I don't want to see us take a government monopoly and make it a private monopoly. So we've got room to yet improve this legislation but this is an important step and it's going to be beneficial to all of us within Hawaii.

"Thank you."

Senator Hemmings rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"This is a breath of fresh air and has been a long time coming. The magic of the marketplace is the hidden hand of a healthy economy. There was once a great economist in the '60s who said, 'we must maintain the consumer as a chief regulator and beneficiary of a free economy by resisting monopolies, both public and private.' You've probably heard it before. Too often in Hawaii, government maintains a public monopoly, thus denying the magic of the competition of the marketplace.

"This is a step in the right direction by returning choice, opportunity and economic development to the marketplace to provide at a better cost and oftentimes better service, products that government should be providing the people of Hawaii. I do want to recognize the good Chairman of the Labor Committee for his open-mindedness on this effort, and I hope that this is just the step – a small step – in the right direction of liberating Hawaii's economy so that really we can achieve our destiny in the twenty-first century.

"Thank you, Mr. President."

Senator Menor rose and said:

"Mr. President, could you have the Clerk record an 'aye vote with reservations' please."

The Chair so ordered.

Senator Chumbley rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in support of the bill with reservations.

"While I think that the issue of modernization of government services is one that we definitely need to embrace, I'm not as uncomfortable as some of my colleagues may be with the privatization aspect of this bill because it does have a drop dead provision within, I think, six years from this point and I further believe that the managed competition component of this bill is the right thing to do also. As an advocate of that managed competition process, last year we attempted to do a private prison with managed competition. Unfortunately, the Governor did not like the crafting of that bill last year and vetoed it.

"I think what I have my reservations about is the flip-flopping of the right to strike for the binding arbitration process. I believe that as we look at the modernization of government and we look at collective bargaining issues, this does move us forward in trying to establish a little bit of clarity to the bright line process. But I still believe that this process may not be in the interest of the employees or more broadly in the interest of the public because it could result in a disruption of services throughout our community. It's for that reason I have reservations.

"Thank you."

Senator Ige rose with reservations and said:

"Mr. President, I would like to note my reservations as well and ask that the Clerk insert the words from the Senator from Maui as if they were my own."

The Chair so ordered.

Senator Chun rose to speak in favor of the measure and said:

"Mr. President, I rise in favor of the bill.

"Four years ago in 1997, the Supreme Court issued a ruling which really has had lasting impression upon how the government does business here in Hawaii. That decision was known as the Konno decision and basically stopped government from contracting out much needed resources, much needed services. That has caused a huge ripple effect within our government services. It has slowed down services to the public. It has cost the government more money than what it should have and really has created a lot of confusion, Mr. President. Confusion in terms of what could or could not be done under our civil service laws.

"Mr. President, the Committee worked hard and diligently on this bill and they should be commended for their work. It is not a perfect bill. It's a bill that combines many different things, which ideally should have been separated. But, Mr. President, they worked hard jointly with the House, both Democrats and Republicans, and they came up with a bill that answers the

court's question – should government be able to contract out when it is necessary?

"I think the bill provides the necessary protections to make sure that it is not abused, that this right is not abused. It creates a necessary reporting system in terms of requiring the government to come back and say how these contracts were operating, and that is very commendable. In addition, Mr. President, it has a drop-dead clause, which allows the government to take a look at this situation again, if it need be, depending on how the reports come out.

"Mr. President, there are a few things in this bill, which I would agree with the Senator from Maui, that causes me concern, particularly the question about taking out the essential worker provisions. I believe that it has the potential – potential, Mr. President – of having a huge disruptive effect upon the public's health and welfare.

"I believe, Mr. President, the intent of the Committee is well thought of – and that is we want to encourage both parties to negotiate. I think both parties when they take a look at this bill, both employer and the unions, and say 'my goodness, if the only thing we're going to have to do is strike,' with no essential workers to protect the public good, both sides, employer and union, will have some huge incentive to try to sit down and negotiate a fair and equitable settlement. I am concerned, of course, though, if reasonable minds do not prevail in that kind of situation, the public good could be harmed. But I would hope in the future that we have reasonable minds on both sides of the bargaining table.

"On that basis, Mr. President, I do support the bill. Thank you."

Senator English requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Matsunaga rose and said:

"Mr. President, please instruct the Clerk to record an 'aye vote with reservations' for the reasons so eloquently stated by the juvenile Senator from Kauai and Maui. Thank you."

The Chair so ordered.

Senator Fukunaga rose and said:

"Mr. President, I'd like to also direct the Clerk to cast a vote with reservations for me, also adopting the words of the Senator from Maui as though they were my own."

The Chair so ordered.

Senator Ihara rose and said:

"Mr. President, reservations for me, noting the imperfections that are referenced by the Senator from Kauai."

The Chair so ordered.

Senator Chun Oakland rose and stated:

"Mr. President, could the Clerk please record an 'aye, with reservations' also for the reasons stated by the Senators from Kauai and Maui."

The Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 159 was adopted and S.B. No. 1096, S.D. 1, H.D. 1,

C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Kanno, Taniguchi).

Conf. Com. Rep. No. 166 (S.B. No. 1460, S.D. 1, H.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 166 be adopted and S.B. No. 1460, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure and said:

"Mr. President, I rise to speak against this bill.

"Mr. President, if it ain't broke, don't fix it. There's no reason for this bill.

"Thank you."

Senator Slom rose to speak against the measure and said:

"Mr. President, I also rise in opposition to the bill.

"The bill actually adds two additional intermediate appellate court judges for a total of five, at a time when we're talking about taking people out of the judiciary system and putting them through training or rehabilitation and all of that, at a time when we're talking about more arbitration, at a time when we're talking about mediation and alternative dispute resolution, at a time when we're talking about trying to save money.

"What the passage of this bill will do is guarantee that we'll continue to increase the judiciary budget. So at a point in time when we're looking for alternative methods, we should be looking elsewhere and supporting other less costly means.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 166 was adopted and S.B. No. 1460, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Slom). Excused, 1 (Taniguchi).

Conf. Com. Rep. No. 168 (S.B. No. 204, S.D. 2, H.D. 2, C.D. 1):

Senator Kawamoto moved that Conf. Com. Rep. No. 168 be adopted and S.B. No. 204, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Buen.

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, this animal quarantine was the number one priority for Admiral Blair. His concern was his troops. Unfortunately, this year we could not provide any general funds and we excused some fees so the credit this year would go from

\$220 to \$175 for the enlisted E-1 to the E-6s. The E-7s to the junior captains would go from \$120 to \$45.

"Hopefully this will help them out a little bit and it won't be the number one moral and welfare problem. Thank you very much."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 168 was adopted and S.B. No. 204, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 169 (H.B. No. 173, H.D. 2, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 169 be adopted and H.B. No. 173, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Menor.

Senator Menor rose to speak in favor of the measure and said:

"Mr. President, I rise to briefly speak in favor of this measure.

"Mr. President, when this bill was passed into Conference Committee, as one of the Senate Chairs for the Senate conferees, I made a commitment to you and to the Senate leadership that your conferees would work on the development of a bill that would represent fair and balanced legislation that would also effectively protect our environment. Mr. President, I believe that your conferees have achieved that objective.

"This measure provides a balance between the interest of our consumers with the need to protect our environment. Most importantly, I believe that this bill represents an important piece of legislation from the environmental protection standpoint.

"I'm sure that all of my colleagues would agree that the goals of greater energy self-sufficiency, reducing our State's reliance on imported oil by promoting more renewable energy development, and protecting our environment from global warming are important goals that our State needs to continue aggressively pursuing in the future.

"This bill would move us significantly in achieving those objectives by establishing renewable portfolio standards, which our electric utilities would be encouraged to comply with and to implement in terms of electricity from renewable energy resources. Moreover, the net energy metering provisions of this bill would encourage greater use of renewable energy systems by homeowners and businesses in the future.

"Mr. President, this bill would not have been possible had it not been for the hard work and effort of all of the House and Senate conferees, especially the lead Chair of the Senate Conference Committee, Senator Lorraine Inouye, and the House Chairs, Representatives Hermina Morita and Ken Hiraki. They are responsible for making this, what I consider to be landmark legislation, possible from the environmental standpoint.

"For all of these reasons, I believe that we have a very pro-environment bill, and I urge my colleagues to vote in favor of this particular measure. Thank you."

Senator Inouye rose to support the measure and said:

"Mr. President, I rise in support of this measure. Thank you to my colleague from Mililani and Waipahu. I, too, Mr. President, urge my colleagues to support this measure.

"We've come a long way, Mr. President and colleagues, in setting the stage for Hawaii and being at the cutting edge of renewable energy.

"I'd like to, at this time, have the Clerk read into the Journal the words of my colleague from Mililani as well. I personally would like to thank members of the Water, Land, Energy, and Environment Committee for being supportive and seeing this measure move forward to Conference.

"Again, Mr. President, I urge my colleagues to support this bill. Thank you very much."

Senator English also rose to support the measure and said:

"Mr. President, I rise in support of this measure.

"Mr. President, from my days on the Maui County Council, I've worked very, very hard for clean energy legislation. The net metering portion of this bill is landmark, as is the renewable portfolio standards.

"Mr. President, I think that this gives us a good basis to begin looking at our dependency on fossil fuels for our energy in Hawaii. Many people talk about protection of the environment, but really this is an economic development bill because everything that we do in business depends on clean and reliable, or what they call firm, power, Mr. President. The lights here, the energy that runs the microphones, the energy that runs the computers, we rely on this as a basis of our economy.

"As we move towards clean energy, reliable energy, and firm energy, we will reap the benefits in the return in the form of protected and clean environment and a strong economic environment for our businesses to grow.

"So this is a win-win bill for all sides. It is the jewel in the crown of our environmental legislation and I'm very grateful to the Chairs who moved this forward.

"Thank you, Mr. President.

Senator Hogue rose to speak in support of the measure and said:

"Mr. President, I also rise in support of this particular bill. I think it is a jewel in the crown of this body. However, I wish it was a five-carat diamond instead of a three-carat, if you will.

"I think we made some landmark changes here in regards to net metering. However, I just want to point out one little minor problem and I certainly hope that we can raise these standards. There is a portion of this bill which asks for goals to be set forward by the end of 2003 that we actually reach 7 percent in renewables in the portfolios. Well, we're already at 7½ percent so we'd have to go backwards by 2003. We certainly don't want to do that. We want to go forward.

"So let's give a challenge, if we can, to everybody to actually move forward from this and protect the environment. Thank you, Mr. President."

Senator Hemmings rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this legislation.

"I would like to add my thank you to my Committee Chair, the good Senator from the Big Island, for all the work she's done on this effort.

"I do want to point out to this honorable body and echo the comments offered by the good Senator from Kaneohe that this is a small step and not the big bold step that this State so desperately needs. The facts are that we're as dependent on fossil fuel and crude oil as much as we were in 1974 when we had the terrible fuel crisis with the gas lines.

"The State of Hawaii should veritably be the Petrie dish of experimentation and development of alternate fuel energy. We have solar possibilities that are probably better than any other state in the nation. Our wind capabilities are predominant. Geothermal is a reality.

"We do have a problem and I've talked about this problem in the public sector, but it applies to the private sector too. We have a monopoly. What we have to do is provide the large electric companies, Hawaiian Electric most specifically, with incentives to get on this bandwagon. Because right now, Mr. President, they have huge vested money in burning fossil fuel to generate energy, and these are capital investments. It would be very hard for them to rationalize divesting themselves from that dependency. They're the ones that are dependent on fossil fuel, and they're the ones that have a monopoly, and they're the ones that go to the PUC and get a guaranteed return on investment, therefore they have a tremendous conflict of interest with what we're trying to do here.

"Maybe the next thing we should do is provide incentives for the electric companies to diversify their energy portfolios and expedite this process, because behind the scenes I believe they've been fighting these efforts. They've been successful for 25 years, because we're still dependent. Right now they're building a fossil fuel burning facility on the Big Island and there is an abundance of geothermal energy just waiting to be tapped, plus wind energy and other opportunities.

"So Mr. President, this is a step in the right direction. I'm hoping that next year and the subsequent years we can be a little more bold and find ways to bring the big utility company monopolies to the table in hopes that they can join in this effort to really make some meaningful reform to our over-dependence on fossil fuel.

"Thank you, Mr. President."

Senator Chun rose to speak in favor of the measure and stated:

"Mr. President, I stand in favor of the measure.

"Mr. President, I believe this is a landmark decision. It does begin to recognize the need for the State of Hawaii to stop this dependence on oil.

"Even though I have respect and admit that there are questions in here regarding the standards and questions regarding the failure of the bill to have a mandatory fine, which was a controversial point of the bill this year and last year, I believe this bill takes a step in the right direction. Because, Mr. President, in the long run, it is not only the utility companies and the PUC that have to take a look at this issue. It is an issue of land use. It is an issue of landowners wanting or allowing these kinds of renewable energy systems to be placed on their land.

"A good example, Mr. President, is on Kauai. Kauai Electric/Citizens' Utility has entered into a contract to purchase eight megawatts of wind power from a private producer of renewable energy. The problem is that this contractor is not able to get the proper permits and has not been able to get the landowner to allow him to put his windows there, and that project has been stalled. To have the PUC penalize a utility for failures that are entirely out of their hands would be unfair. But at the same time, setting standards so that everybody knows where our targets are going to be and where we need to move is a good idea. I would encourage the Senate and the House to continue to work towards this direction.

"I applaud the Chairs of the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing for working so hard and diligently in ensuring that a bill comes out.

"Thank you, Mr. President."

Senator Ihara rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in support of this bill with serious reservations.

"Mr. President, I acknowledge the good work of our Chairs, including the Chair of our Committee on Commerce, Consumer Protection and Housing, for doing a good job on the good part of the bill which allows net metering for .5 percent of peak utility demand. However, the second part of the bill deals with renewable portfolio goals that do little or nothing to further Hawaii's energy goals of reliability and energy self-sufficiency.

"I guess what I'm doing is smudging the jewel a bit in hopes that it will be polished next Session. This morning's Advertiser noted that on this bill it said that the bill would require local electric utilities to gradually increase the percentage of power they draw from renewable sources. This statement is incorrect – it's no requirement, but this bill does set voluntary goals.

"The Department of Business and Economic Development did a study and said that a 10.5 percent renewable energy mandate by the year 2010 would result in hundreds of millions of dollars saved in the next 20 years even if the price of oil drops. This bill contains a strong wish for not 10.5 percent, but half way to that goal.

"For these reasons, Mr. President, I have serious reservations about this bill and I hope that we'll cure it next Session."

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of the measure with reservations. I don't know how serious my reservations are in comparison to the good Senator from Kaimuki, but I just want to make a couple of points.

"First of all, the word mandate keeps coming up and for several years now we've debated this measure or like measures. The whole idea and the proponents would like us to have mandates. They want to require, force the energy companies to produce the kinds of alternatives in the ratios and percentages that they have deemed to be the correct percentages. That leads to a problem, because most of these folks are not in the business, they don't produce anything themselves, and it's kind of interesting for us to sit around in meeting rooms and determine what other people should do without taking the risk or reaching in our own pockets and making the investment.

"The example of wind energy was brought up by the good Senator from Kauai and the problems with permitting and regulations. That's a government function. We haven't solved that problem.

"My colleague from Kailua has mentioned geothermal, and it is certainly true that we've got untapped resources of geothermal, but look what's happened over the history of geothermal energy on the Big Island. It has been met with court challenges, protests, and prohibitions about trying to use geothermal.

"Solar – we passed a bill last year to have a pilot project for schools to have solar panels. You would think that schools and institutional governmental buildings would take the lead if everybody is in favor of renewable energy. The bill passed, the Governor vetoed the bill, and in the veto message he said the reason he's vetoing it is because in examining what the costs would be, the cost alternative for solar was too great and would be hampering the educational budget.

"So we've got things that we have to look at. The energy companies are already involved in alternative energy, maybe not fast enough for most of us, maybe not in the right direction for some of us, but the fact of the matter is that they are responding to the market and they're making changes.

"If you really want to have alternative energy, however, there's something that's not in this bill. It's something that's not being discussed – and that is to provide additional incentives for those people that think they have the ideas and are willing to take the risks. The way you do that is deregulation. You don't allow the monopoly to continue, you encourage other energy sources to start, you make it voluntary, and you provide incentives – you don't keep mandating, and forcing, and making things compulsory in this State.

"Thank you."

Senator Chun Oakland rose in support of the measure and said:

"Mr. President, I stand in support of this measure.

"I also wanted to add my congratulations to the Chair of the Committee on Water, Land, Energy, and Environment and thank also the Chair of the Committee on Commerce, Consumer Protection and Housing.

"I really look forward to the work that we can do during the interim and next Session to further this effort along. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 169 was adopted and H.B. No. 173, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 170 (H.B. No. 1586, H.D. 1, S.D. 2, C.D. 1):

Senator Nakata moved that Conf. Com. Rep. No. 170 be adopted and H.B. No. 1586, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition and said:

"Mr. President, I rise in opposition to this bill. It seems like I've spoken against this bill about twelve times so far during this Session. It keeps coming back.

"This bill would allow additional unemployment compensation benefits to one group of employees from one business on one island – the beautiful Garden Island of Kauai. It is for the displaced sugar workers who have already received unemployment compensation benefits and who have already received training from our taxpayer-supported sources.

"The interesting thing about this bill is that even the Department of Labor testified in opposition to granting this extension. Originally, the extension sought was 12 months. The later draft and the final conference draft make it six months, but it's bad precedent to change the law for just one group of employees, for one company, in one circumstance.

"If we want to extend unemployment compensation benefits, then let's be honest and let's talk about extending it for all those on unemployment compensation.

"Thank you."

Senator Chun rose to speak in favor of the measure and said:

"Mr. President, I rise in favor of the measure.

"Mr. President, the closing of a sugar plantation, in fact the closing of an entire industry is not an easy thing for us to see. It started back in the '70s, is continuing today, and will continue for another few more years. Luckily, we still have a few more sugar plantations left on these islands.

"However, like I said, it is not an easy thing. It is not a precedent-setting matter. We have done similar measures when other sugar plantations have closed.

"Mr. President, retraining employees to do another job is not an easy task. It's made even more difficult by the fact of the isolation of the workers on Kauai. Most of the training programs that are available are here on Oahu. So what is a person to do? For them to qualify for training, to qualify for extended benefits, they'll have to spend their own money and fly to Oahu for that training. Mr. President, that's the catch-22 that the sugar workers on Kauai were faced with.

"Mr. President, it is true that the Department of Labor and Industrial Relations did oppose the bill, but their opposition was mostly focused on the fact that the bill, as originally drafted, did not adequately address the training requirements as contained not in the state law but also in the federal law. This conference draft addressed those concerns, and we made that an express part of receiving additional benefits – that they have to actually be attending training.

"Mr. President, it is a difficult thing to have a sugar plantation close. It is a difficult thing to see hundreds of workers lose their jobs and their dependents and their children. It is a difficult thing for us to look out and to see whether or not we have enough jobs out there, but Mr. President, it is the responsibility of government to try to ease that kind of situation.

"Mr. President, we're going to have another bill out there today that addresses the situation in terms of wanting to make things better to hopefully avoid this kind of situation so that another family does not have to go through unemployment because of a sugar plantation closing . . . another family doesn't

have to go through looking for jobs. That is the bill that we're going to be talking about after this one. I'll be addressing those concerns by the Honorable Senators of the Minority Party if they have any.

"Mr. President, this is a good bill. It is not precedent setting. We have done it before. It is much needed, and I ask all my colleagues to support it.

"Thank you."

Senator Slom rose again and stated:

"Mr. President, just a quick point of information and rebuttal just so there is no confusion.

"Unemployment compensation is not a gift to the government. Unemployment compensation is a tax. It is paid for by employers, not by employees. If in fact the business has gone out of business and does not have anymore unemployment compensation in its account, then the unemployment compensation benefits and the taxes come from other businesses who are then forced to pay for those workers.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 170 was adopted and H.B. No. 1586, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Slom). Excused, 1 (Fukunaga).

S.B. No. 28, H.D. 1:

Senator Nakata moved that S.B. No. 28, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to the bill.

"I oppose this bill because the current law requires that any business that is going to have a partial closing or relocation must give 45 days notice to its employees and to the public. This is already a burden because what happens is, if there are problems and the business is not certain as to what its course of action may be and what its options are, under the state law it is required to give that notice, which may give undue burdens to the very employees that the business is trying to protect. It certainly will give problems to the vendors and the creditors that are holding notes from that business as it struggles to try to right itself.

"In this State which led the nation for three years in a row in bankruptcies and business failures, we should be doing everything possible to try to lift that burden rather than to add to the burden. Again, this is a bill in which the Department of Labor, which is charged with the responsibility of carrying out the aspects of the legislation, was opposed to and testified in opposition to the bill.

"It's a bad bill. It should be defeated. Thank you."

Senator Chun rose to support the measure as follows:

"Mr. President, I stand in support of the measure. I always enjoy speaking after the Honorable Senator from Hawaii Kai because it's always age before beauty. (Laughter.)

"Mr. President, the bottom line of this bill is that it requires employers of 55 employees or more to notify the government of their intent to close. Why is this such an important matter to me? Because, Mr. President, we have seen the impact of a failure to have adequate time to notify the government that we have a substantial number of employees that are going to hit the unemployment market.

"Mr. President, to have families go through this kind of situation as we had with AmFac and still be trying to get training out there is not in the best interest of the State.

"Mr. President, the point of this bill really is that by increasing the amount of time government has to set up training programs to look for jobs for people and basically to encourage other private sectors to hire people who will be displaced upon the closing of a plant, it will limit the amount of money the employers need to pay in unemployment. We've heard arguments before on the previous bill that, hey, this is a tax and this is a cost to the employers. Mr. President, bills like this will help to reduce that because the faster we can find training programs and the faster we can find jobs for these people, the less unemployment that they will be drawing from.

"Yes, it might be a burden upon employers, but Mr. President, to be totally honest, employers like AmFac know months, months ahead of time that they will close. For them to hold that decision in secret and to deny the government the ability to look for jobs for these employees to basically formulate training programs for them is unconscionable, Mr. President.

"It's a good bill and I ask all my colleagues to support it. Thank you."

Senator Sakamoto rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to the measure.

"The Senator from Kauai intimated that businesses hold closure as a secret. If you worked for any company, it's no secret when you see a company struggling. It's no secret when you wonder if you're going to get your paycheck on Friday. It's no secret when you find your colleagues getting their last paycheck.

"Companies do not want to close, Mr. President, companies want to stay open. In the previous bill, the discussion I heard was that companies like AmFac hoped to have another season and give their employees the hope for another season. It was no secret that they were in trouble.

"I believe employers want to stay open and fight to the last day to stay open. Every day that you say you'll announce your closure sooner is a quicker death nail to the workers, Mr. President. This goes in the wrong direction."

Senator Chumbley rose to speak in opposition to the measure also and said:

"Mr. President, I rise to speak in opposition to this measure. A couple of the previous speakers talked about beauty and age, well I would represent that now it's ageless beauty speaking. (Laughter.)

"Mr. President, when this bill passed out of the Senate, many of you realized that the version that we adopted was a 90-day notice and I rose and spoke against that measure at that time. The bill that we have now before us is not even a conference draft, it's a House draft and it was a 60-day provision. I think the point that I wanted to make, Mr. President, is that there was some discussion that the 60-day period matches the federal closure notification. However, the federal closure notification has a different number of employees and I believe that number is somewhere upwards of 100. Our law represents 55 employees.

"So if we are going to in fact try to do something similar to what the federal government is doing, then we've only done half of it in looking at just the days of notification as opposed to the notification of the total number of employees.

"Another component of this bill that's disturbing is that it deals with partial closings or relocations. If this was simply just a closing notification, one could argue that a little bit more time would be beneficial. But I do take exception that it's unconscionable to businesses to not give their employees notification.

"There was a previous speaker who did, very succinctly and on point, identify that when a business is in trouble, people are aware of it, things are happening, and what's going on can be seen. Adding an additional 15 days is not going to be the total adequate time to look for jobs and training programs. This just gets to be an additional burden on businesses that is not going to be necessarily in the best interest of the employees.

"So I would urge all of you to consider this seriously and reject the additional 15 days."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 28 and S.B. No. 28, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISLOCATED WORKERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 16. Noes, 8 (Chumbley, Hemmings, Hogue, Ige, Kim, Matsunaga, Sakamoto, Slom). Excused, 1 (English).

S.B. No. 65, H.D. 1:

Senator Kanno moved that S.B. No. 65, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Matsuura.

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 65 and S.B. No. 65, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (English).

S.B. No. 423, S.D. 1, H.D. 1:

Senator Kanno moved that S.B. No. 423, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Matsuura.

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 423, S.D. 1, and S.B. No. 423, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PROCEEDINGS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 535, S.D. 2, H.D. 1:

Senator Sakamoto moved that S.B. No. 535, S.D. 2, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kanno.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of the measure with reservations.

"This bill has to deal with the Department of Education's after school and weekend programs for child care and recreational purposes. It's interesting that it's an immunity bill trying to protect the immunity of those that are working in these programs. The bill seeks to declare that these in fact are not educational efforts and that in fact there is no connection with the State.

"I'm afraid that this bill is going to fail because the attorneys are going to find that there is a direct connection since we're using Department of Education facilities, oftentimes Department of Education personnel, and that there will be a connection made between educational and recreational purposes.

"Thank you."

Senators Hemmings and Hogue then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 535, S.D. 2, and S.B. No. 535, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 699, H.D. 1:

Senator Hanabusa moved that S.B. No. 699, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun.

Senator Slom rose to support the measure and said:

"Mr. President, I'm so grateful to be able to stand up to support this bill which magnanimously will send a buck back to every taxpayer here.

"Everybody was talking about how good the economy was last year and how much improvement we've made and the constitution states that when we have several successive periods of increase that there should be a refund made to the taxpayers of this State. The minimum is \$1 and that's what we're going to get – one buck per person.

"So, everybody that's in the gallery and elsewhere, I know that with this new found wealth they can go out and buy a new car or condo or something else today.

"Thank you, Mr. President."

Senator Hemmings rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of this bill with reservations.

"Back in 1986, the Council of Revenues, I believe it was in December, announced that for the end of the fiscal year '87, the State of Hawaii was going to have a \$700 million surplus. I believe, Mr. President, you were in the House of Representatives with me at the time. That surplus came from excessive taxation on the people of Hawaii.

"Of course, the compassionate and caring Majority Party members immediately rose to the challenge to find ways to spend the money to help the people of Hawaii. There were those of us who believed that giving the money back to the taxpayers could probably help the people the most where they would have the freedom of choice to choose how they want to spend their money.

"What happened was, that tax year each individual taxpayer got back \$125, rather than \$1. A family of four got a \$500 tax credit. If they didn't pay taxes that year, they got back \$500 – a meaningful, meaningful refund.

"What's happened in the ensuing years? Have taxes gone down so that we no longer have a surplus? No. What's happened is that government has grown exponentially. All of the money that is collected from the working men and women of Hawaii, and we are amongst the highest tax in the nation, has been consumed. So now, all we're able to give back to the poor beleaguered taxpayers is \$1.

"I'm hoping that we can turn this monolithic engine of government around so that in the future we can give back real tax refunds and eventually cut taxes. I firmly believe, Mr. President, that the individual taxpayer can do a better job of spending their money than politicians.

"Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 699 and S.B. No. 699, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 758, S.D. 1, H.D. 2:

Senator Kawamoto moved that S.B. No. 758, S.D. 1, H.D. 2, having been read throughout, pass Final Reading, seconded by Senator Kim.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"I'm not going to give my speech in Portuguese, Mr. President, but I do want to note that we did have a discussion on this bill the last time it left this chamber and we talked about the

biblical interpretation of what happened with the Tower of Babel. I will tell you that someone more qualified to talk about that issue had a rebuttal to my comments. I must tell you that God, in his infinite wisdom, when he wanted to disperse people, no matter what your interpretation of the Bible or reason was, he made them all talk different languages.

"This bill doesn't really help to unite our people, and there's another reason to vote against this bill – it's not going to be cost effective requiring or making the opportunity for driver's licenses to be issued in different languages. Who's going to pay for it? Are we next going to say that being a driver with some foreign language is a right and that maybe we should start changing signs on the side of the road? Since I got my license in whatever, maybe we should make the signs in that language. It's discriminating against me because the signs aren't in Portuguese.

"The point is, what unites us in our culture is our language. It unites people in other nations. You don't have this type of political correct nonsense going on in other countries. They have a national language and they all speak it. If you want to go live there, you comply with the laws as they're written in their language, by their country.

"Our language happens to be English, and so should our driver's licenses. Thank you, Mr. President."

Senator English rose to support the measure and stated:

"Mr. President, I rise in support of this measure. I really could give this whole speech in Hawaiian or in Mandarin, but I won't.

"Mr. President, I just have to say that this is something that celebrates the diversity of our peoples in Hawaii and it is something that recognizes the fact that the signs on our roads are really moving towards international symbols and international signs. Many people throughout the world understand and read English, yes, and also take their exams in English, but also there's a loss for, let's say, the use of the official language in Hawaii, Hawaiian, to be used in official transactions.

"Now, there's a little bit of ambiguity here where it says the Department of Transportation will decide which languages. I know that the Senator from Waimanalo has put in his request for Portuguese and I'll put in my request, with the constitution backing this, for Hawaiian.

"Mr. President, this celebrates the diversity of our peoples. It celebrates the differences that we have. We all must speak English as the lingua francas, the language to get by, but there are so many different languages here. It is not discriminatory. In fact it recognizes the vast differences that we have and allows for that to be celebrated here.

"Thank you, Mr. President."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 758, S.D. 1, and S.B. No. 758, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

S.B. No. 805, S.D. 1, H.D. 1:

On motion by Senator Kanno, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 805, S.D. 1, and S.B. No. 805, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 951, S.D. 1, H.D. 1:

Senator Kanno moved that S.B. No. 951, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Matsuura.

Senator Sakamoto rose to speak in opposition to the measure and said:

"Mr. President, I again rise in opposition to this measure. Some of these remarks I've said before, but I feel it's worth repeating.

"I fully support prosecution and punishment of all crimes, including those that this measure labels as 'hate crimes.' However, this measure is simply redundant. The crimes of assault, murder, vandalism, an incitement that this bill seeks to address, are already punishable under State laws.

"Are we now saying that the violent crimes committed upon one person is somehow not as bad as a violent crime committed on another simply because of what the attacker was supposedly thinking or who the victim was?

"What this bill does is make the thought process behind these crimes illegal. This legislation seeks to penalize what is in the heart and the mind, and that is a dangerous precedent for us to be setting. The message that this body would be sending is that your individual worth is less, depending on who you are and more dependent upon the group that you are identified with. That assumption simply is not the case.

"The speaker from Maui talked about celebrating diversity. Hawaii certainly is a multiethnic society being forced to adopt the American standard of politically acceptable behavior and language. We live in a community where most of us widely accept common everyday language, including racial slurs – not that I approve, but that's common language here. Hate does not exist in those cases. It's often attributed as a joke. Often, the user himself uses those.

"This measure allows for that same kind of language, but could be misrepresented. On this very Floor, comments about age, beauty, location of where you live – Waimanalo, Manoa, Kauai – these can be based on this bill. The defendant intentionally selected a victim in the case of a property crime or the property was the object of a crime because of hostility toward the actual or perceived race, religion, disability, ethnicity, national origin, or sexual orientation – not good . . . actual or perceived, thoughts in their mind.

"Our State already covers all of these crimes. If laws need to be strengthened, indeed let's strengthen them. We live under the premise that all are equal – equal – under this law, our laws. To pass this legislation would say we are not equal. No violent crime is worse than another no matter what the motive – theft is theft, murder is murder. Any violation to one citizen should be no more, or less, offensive because of a perceived motivation or perceived thought, especially in our multiethnic community.

"This will lead to the law of unintended consequences, possibly not good, Mr. President. I urge my colleagues to vote 'no.'"

Senator Slom rose to speak in opposition also and said:

"Mr. President, I, too, rise in opposition to the bill. I, too, like the good Senator from Moanalua, have made remarks before and arguments before.

"This is of course the ultimate in political correctness legislation. We are not really looking at punishing the crime; we are looking at creating divisions between and among people. But as a practical matter and as a legal matter, proving that any kind of crime of this nature actually existed would rest on intent. In order to prove intent – you'll have a very difficult time doing that – one of the tenets for looking at intent is past action or trend or the kinds of activities or character that a person exhibits. In court cases, as it has been seen up to this point, including this kind of legislation should it pass, we would find that there would be attempts to block any previous introduction of evidence that show what kind of a person or what kind of actions the person had.

"This is not to condone hate crimes in any way. This is not to lessen the importance of the actions that are brutal and that are horrific and that we hear about all too frequently. What it is saying, as the good Senator from Moanalua said, is that we are differentiating between the value of life and between the value of different kinds of persons. By all means, let's strengthen laws that we have now, let's make sure that they're enforceable, and if we need to increase the penalties, let's do so, but let's not embark on this hate-crimes legislation.

"Thank you."

Senator Hemmings rose to speak against the measure and said:

"Mr. President, I rise to speak against this measure.

"This is politically correct extremism and I would like to have the Clerk enter into the Journal the very astute observations and articulate presentation of the good Senator from Moanalua as my own.

"Thank you, Mr. President."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 951, S.D. 1, and S.B. No. 951, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HATE CRIMES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Sakamoto, Slom). Excused, 1 (Kawamoto).

S.B. No. 1045, H.D. 1:

Senator Nakata moved that S.B. No. 1045, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak with reservations on the measure and said:

"As has been our persistence, Mr. President, we're going to vote with reservations because again bringing up the issue of emergency appropriations. One day we'll get it right, we'll do

our budgeting correctly, and we'll hold people financially responsible for their own budgets."

Senators Hemmings and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1045 and S.B. No. 1045, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Kawamoto).

S.B. No. 1067, S.D. 1, H.D. 1:

On motion by Senator Menor, seconded by Senator Matsunaga and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1067, S.D. 1, and S.B. No. 1067, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING HURRICANE PROPERTY INSURANCE RISK," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Kawamoto).

S.B. No. 1262, H.D. 1:

Senator Inouye moved that S.B. No. 1262, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kokubun.

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise in support of this measure with reservations.

"I think the project that we're talking about, the chill water project for downtown Honolulu, is important as, again, part of an energy portfolio and saving valuable energy, but I'm very concerned that the amount of the original offer or the authorization went from \$19 million doubled to \$38 million. So I'll go with reservations.

"Thank you."

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1262 and S.B. No. 1262, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

MATTERS DEFERRED FROM WEDNESDAY, APRIL 25, 2001

Stand. Com. Rep. No. 1727 (H.B. No. 505, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1727 was adopted and H.B. No. 505, H.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

Stand. Com. Rep. No. 1733 (H.B. No. 565, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1733 was adopted and H.B. No. 565, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 2:24 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:37 o'clock p.m.

FINAL READING

Conf. Com. Rep. No. 11 (S.B. No. 1213, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 11 was adopted and S.B. No. 1213, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 13 (S.B. No. 118, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 13 was adopted and S.B. No. 118, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 16 (S.B. No. 1110, S.D. 2, H.D. 3, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 16 was adopted and S.B. No. 1110, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 39 (S.B. No. 638, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Buen, seconded by Senator Chun and carried, Conf. Com. Rep. No. 39 was adopted and S.B. No. 638, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MOLOKAI IRRIGATION SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 42 (S.B. No. 498, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Chun and carried, Conf. Com. Rep. No. 42 was adopted and S.B. No. 498, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NANAKULI HOMESTEAD CEMETERY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 43 (S.B. No. 105, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Chun, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 43 was adopted and S.B. No. 105, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 49 (S.B. No. 1214, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 49 was adopted and S.B. No. 1214, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 95 (H.B. No. 786, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 95 was adopted and H.B. No. 786, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 96 (H.B. No. 429, S.D. 1, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 96 was adopted and H.B. No. 429, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BLINDNESS SKILL TRAINING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 98 (H.B. No. 962, S.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 98 was adopted and H.B. No. 962, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A SENTENCING SIMULATION MODEL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 100 (H.B. No. 1686, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kawamoto, seconded by Senator Buen and carried, Conf. Com. Rep. No. 100 was adopted and H.B. No. 1686, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS FOR INTER-ISLAND MARITIME TRANSPORTATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 103 (H.B. No. 11, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Ige and carried, Conf. Com. Rep. No. 103 was adopted and H.B. No. 11, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 105 (H.B. No. 1391, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 105 was adopted and H.B. No. 1391, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ARTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 106 (H.B. No. 210, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Buen, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 106 was adopted and H.B. No. 210, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 109 (H.B. No. 1216, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 109 was adopted and H.B. No. 1216, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KOREAN CENTENNIAL CELEBRATION COMMISSION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 116 (H.B. No. 861, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Chun, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 116 was adopted and H.B. No. 861, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OPERATIONS AND MAINTENANCE OF CERTAIN AGRICULTURE-RELATED INFRASTRUCTURE ON KAUAI," having been read

throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 122 (S.B. No. 18, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Nakata, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 122 was adopted and S.B. No. 18, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 123 (S.B. No. 1379, H.D. 1, C.D. 1):

On motion by Senator Nakata, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 123 was adopted and S.B. No. 1379, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 126 (S.B. No. 469, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Kim, seconded by Senator Kawamoto and carried, Conf. Com. Rep. No. 126 was adopted and S.B. No. 469, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PARKING FOR PERSONS WITH DISABILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 133 (S.B. No. 1561, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Chun and carried, Conf. Com. Rep. No. 133 was adopted and S.B. No. 1561, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 137 (S.B. No. 1414, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 137 was adopted and S.B. No. 1414, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR UNIFORM LAWS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 142 (S.B. No. 710, H.D. 1, C.D. 1):

On motion by Senator Nakata, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 142 was adopted and S.B. No. 710, H.D. 1, C.D. 1, entitled: "A BILL FOR AN

ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 143 (S.B. No. 1034, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Nakata, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 143 was adopted and S.B. No. 1034, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 144 (S.B. No. 1035, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Nakata, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 144 was adopted and S.B. No. 1035, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 145 (S.B. No. 1036, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Nakata, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 145 was adopted and S.B. No. 1036, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 149 (S.B. No. 123, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 149 was adopted and S.B. No. 123, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 156 (H.B. No. 94, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 156 was adopted and H.B. No. 94, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARENT-COMMUNITY NETWORKING CENTER PROGRAMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 164 (S.B. No. 549, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Tam, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 164 was adopted and S.B. No. 549, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF MANUFACTURING EXTENSION PROGRAMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 165 (S.B. No. 1365, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 165 was adopted and S.B. No. 1365, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 167 (S.B. No. 1405, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Tam, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 167 was adopted and S.B. No. 1405, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC.," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 171 (H.B. No. 1287, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Buen, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 171 was adopted and H.B. No. 1287, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Conf. Com. Rep. No. 172 (H.B. No. 1089, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Buen, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 172 was adopted and H.B. No. 1089, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

S.B. No. 1164, S.D. 1, H.D. 1:

On motion by Senator Inouye, seconded by Senator Kokubun and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1164, S.D. 1, and S.B. No. 1164, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FOREST STEWARDSHIP PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

THIRD READING

MATTERS DEFERRED FROM WEDNESDAY, APRIL 25, 2001

H.B. No. 715:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, H.B. No. 715, entitled: "A BILL FOR AN ACT RELATING TO THE INTEGRATED TAX INFORMATION MANAGEMENT SYSTEMS ACQUISITION BY THE DEPARTMENT OF TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

Stand. Com. Rep. No. 1731 (H.B. No. 545):

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1731 was adopted and H.B. No. 545, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

At 2:38 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:22 o'clock p.m.

RECONSIDERATION OF ACTIONS TAKEN EARLIER ON THE CALENDAR

Conf. Com. Rep. No. 70 (H.B. No. 1685, H.D. 1, S.D. 1, C.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken earlier on the calendar in adopting Conf. Com. Rep. No. 70 and passing H.B. No. 1685, H.D. 1, S.D. 1, C.D. 1, on Final Reading, seconded by Senator Hanabusa.

Senator Taniguchi explained:

"Mr. President, H.B. No. 1685 is a bill relating to taxation. We are requesting this action because this bill may be considered to have fiscal implications. Under the constitution, we must pass the budget bill prior to any appropriations bill. At the time we voted 25/0 to pass H.B. No. 1685, C.D. 1, the House had not yet voted to approve the budget bill."

The motion was put by the Chair and carried.

FINAL READING

Conf. Com. Rep. No. 70 (H.B. No. 1685, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kawamoto, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 70 was adopted and H.B. No. 1685, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

There being no objections, the Senate took the following action out of order from the sequence printed on the Order of the Day.

Conf. Com. Rep. No. 124 (S.B. No. 1044, S.D. 1, H.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 124 be adopted and S.B. No. 1044, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kim.

Senator Nakata rose to speak in favor of the measure and said:

“Mr. President, I rise to speak in favor of this bill.

“Mr. President, we are all aware that the cost of healthcare has been rising. A recent auditor’s report talks of costs to the State of over \$1 billion in the year 2013. We are struggling with the issues around that – issues of what kinds of benefits would be available to our current employees and retirees. The impact of those numbers are very difficult to deal with. This bill is one of a series to help us address that.

“I believe that the bill, as it stands, moves us in the right direction – a single employer union trust, setting up a board of trustees to work out details of the plan. Coverage for current employees and the current retirees is covered in this bill. I know that is an item of great concern to those persons, but there are problems within the system, problems that need to be addressed. There has been a leakage of state dollars out of the system, so we are addressing that problem. Going to a single trust will help us to address that problem.

“It is difficult, very difficult, because it means changes in benefits and, in the future, changes that many will not find helpful. But I believe that the bill we have presented to you is a responsible bill. It will help to preserve the benefits that our employees have won over the years with some changes, of course, because of the funding situation. I believe that if we do not address this problem now, we will find it more difficult to deal with it in the near future and then when we get to three or four years from today, we will face the necessity for tax increases and reductions in services to the people of our State.

“So I would urge my colleagues to support this bill. Thank you.”

Senator Hemmings rose to speak against the measure as follows:

“Mr. President, I rise to speak against this bill.

“This has been quite an interesting exercise in politics, Mr. President, and speaking against it, I want to clearly outline some points that I think are salient to the argument against passage of this bill.

“First and foremost, this isn’t historic reform; this is reactionary legislation – reactionary to year-in and year-out problems created by the collective bargaining process and the people that were negotiating those contracts and the people oftentimes that are rubber-stamping the costs here at the Legislature. So this is a reaction to a deep hole that was dug by the people in power, and now they’re saying, ‘Guess what? We’re going bankrupt, so we’re going to implement this reactionary piece of legislation.’

“We heard in the course of lobbying that we had to change the system because certain unions were ‘cherry picking’

benefits and only funding or participating in those areas of healthcare that were to their economic benefit while leaving the rest to the State. I’d like to ask the proponents of this legislation who want to drastically alter it now, Who is handing out the cherries?

“This bill eliminates competition. I don’t believe one size fits all, and the one-size package that’s being advocated by this bill for healthcare benefits for everybody across the board does not meet the specific needs of different labor groups that are employed by the State of Hawaii. It will not lead to a more competitive open environment where people have choices in the marketplace of healthcare to meet their specific needs.

“We suffer from another problem. Because of the unholy oligopoly that seems to be running this State, we have a monopoly, and the monopoly is a private sector monopoly and it’s a very expensive one. It comes in the form of HMSA. I would say if this was several years ago when we had several other healthcare insurance providers in the marketplace, maybe this might make sense, but we have absolutely zero negotiating power since the only game in town is HMSA and ultimately you’re not going to be able to negotiate that much.

“Now, those who are proponents for this measure will say, ‘well, maybe we’ll self insure.’ Well, I’d like to get to that point with my next general point, and that’s about a State monopoly. We’re going to be putting all our eggs and all our money for benefits into the State monopoly basket where the State is going to run the entire program.

“I want to ask you some questions – Are you happy with the way the State runs the education system? How about the Felix consent decree . . . Has the State done a good job there? How about care for the mentally needy and the mental healthcare system that’s been on a consent decree also for a number of years? So I guess the State’s going to step in and do a wonderful job managing the healthcare system for all these diverging interest groups.

“No, this is a reactionary measure. I’ve been looking over the collective bargaining laws in our State and I believe the State has the right, but more importantly, the Legislature ultimately has the responsibility and the buck stops here. We don’t have to knee-jerk react to this crisis that’s facing us by passing this law right now. We can come back next year and put together a package that’s comprehensive, that solves the problem across the board with all employee benefit packages, that solves the problem for everybody and not just singles out at this last moment a few reactionary situations.

“In speaking against this legislation, I’d also like to preempt the spin – the spin that’s probably going to come against me by the proponents of this legislation and probably by the press, because I’m not a member of the Majority Party – I’m a member of the loyal opposition. People have said to me, ‘Oh, you’re going to kowtow to the teachers and to the labor unions to curry favor with them.’ Well, I think you can remember I was the Senator that stood on the Floor several weeks ago in the heat of the negotiations with the teachers and asked a certain leader to resign. That’s not kowtowing. To that leader’s credit, she came to my office and we had long and detailed discussions on this issue, and quite frankly I had to agree with the points she made. I want to preempt the spin right now – we, as the Minority Party, go issue by issue and try to make informed wise decisions, not for what is politically convenient now, but what is prudent and wise for the long term. Yes, I think the proponents of this legislation could say that it’s going to save money. But is it going to solve the larger problem we have with collective bargaining and the whole process? No, it’s not. Do

we face larger problems down the road with the State budget and how we collect and spend taxpayer's money? Yes, we do.

"So I'm asking my colleagues to take a long hard look at this. I think most of the votes are pretty well locked in. I tried to keep an open mind as much as possible on this. This should rise above politics and it should be prudent, reasoned thinking that goes into how you vote. The reasoned, prudent thing to do is to come back next year and put together a package of legislation that is going to address all the issues concerning collective bargaining, including healthcare, and rewrite the way we do business with unions on behalf of the taxpayers of this State so that everybody is treated fairly and equally and we don't have to limp from year to year with knee-jerk legislation such as this.

"I'm urging my colleagues who might be undecided on this to listen closely to the ensuing debate on this issue and don't vote what is convenient now, but vote what is prudent for the future.

"Thank you, Mr. President."

Senator Inouye rose to speak in favor of the measure and stated:

"Mr. President, I speak in favor of this measure, S.B. No. 1044.

"Mr. President, I concur with the sentiments of my colleague from Kahaluu. This measure, if it passes, will place all of our questions that we ask, and our concerns, as well as the concerns that I'd like to convey to my constituents as well as to my colleagues, that if we don't do anything, we need to take care of our financial implications in the future and the years to come. We'll be hard pressed to find monies for collective bargaining increases in the years 2002-2003 and the succeeding years and paying for health benefits in the future.

"This bill will not take away benefits for our retirees presently in the system, and we assure them that we will continue to take care of those in the future as well. Some adjustments need to be addressed and I'm convinced that some of my concerns have been addressed as well.

"The public unions have five members, as I understand, that's in the bill and addressed by our kind Senator from Kahaluu in the new board of directors structure, plus one for a retiree. The employers will have five on that board. There is a perception out there that our employees will lose a lot of the health benefits they enjoy now, and I think not, Mr. President. I am sure their representatives on the board will fight for those same benefits in the future.

"Mr. President, also a perception out there is that all benefits will end now upon approval of this bill. That is not true. As written, this bill takes effect this year but all changes take effect in the year 2003. It will give time for all parties to come to the table and iron out all the many concerns that the public unions have. Mr. President and my colleagues, we need to be fiscally responsible for the budget and for future expenditures as well. By working together, all of us will benefit by our actions today.

"Finally, Mr. President, last night I received a fax from the Mayor of Hawaii County. The Mayor expresses his concerns and asks for our support in passing S.B. No. 1044, and I can relate to the Mayor's concerns, fiscally for now and in the future years. The bottom line is that he will have to raise taxes on our island if we fail to address this problem.

"I urge my colleagues to support this bill. Thank you, Mr. President."

Senator Slom rose to speak in support of the measure as follows:

"Mr. President, I rise in support of the measure.

"This is a very difficult issue. It's one that I've tried to keep an open mind to. I appreciate all the people that came to visit me, that called me, that e-mailed me. I read all of the material that I got from the HSTA and from the State, and from the UPW, and from the HGEA – all of the material; I read it all. And when teachers came and others came to see me and they expressed their concerns about this issue during the strike over the last two weeks, I discussed it with them, and I asked them, and I found out that most of the teachers really didn't know anything about the issue itself, had not read it, but they were told that this is the position that they should urge – urge a no vote.

"I think all of us have a better understanding of what the issue is about right now, but it's really interesting that this issue has clearly cut across all kinds of lines – clearly Republican/Democrat; union conservative and liberal conservative; union/non-union. People have attempted to try to pick a winner or a good guy or good gal. Is it the Governor that's good or evil? Is it the head of the HSTA union that's good or evil? From my standpoint, there's no truly good guys or evil people. There are people that are very concerned. And caught in the middle are the employees and the retirees – caught, as my colleague has said, my colleague from Kailua, caught in the system that's been perpetuated over several decades that made promises that could not be kept fiscally, that did not address issues in the past until we finally got sober to the fact that we don't have unlimited supplies of money and we can't keep promising everything to everyone. And that's where we are now.

"The issue is what do we do? Well, if it were a clear determination and one side was clearly predominant, we probably would not be spending this much time and there wouldn't be that much interest. And if, as has been said, this is only a band-aid approach, then the galleries would not be filled because people would not be that concerned about a band-aid. We understand, I think, that this is in fact a turning point. It is the part where we've come to the fork in the road and we have to make a decision one way or the other. And it's a tough decision. It's tough because, as I say, we have different points of view and many of us have debated this with our friends and our colleagues for quite some time now, before even the teachers came in to see us and others.

"What it comes down to is this – Do we have confidence that a single trust system is going to be in fact cost saving, is going to make the changes, and is going to be taken care of efficiently by those in charge? Ah, there's the rub – those in charge. Those in charge now are the ones that have been in charge for quite some time.

"I think I'm one of the few people that stand in this body that has negotiated annually for more than 18 years with all of the major medical carriers in this State on behalf of private small business employers, their employees, and their dependents. I know what it's like. I know what the costs are. I know what the giveaways are. I know how difficult it is. My feeling is that it's particularly difficult because we are the only state, after 27 years, to still have the monopolistic prepaid healthcare act. It is an act that cries out to support monopolies. It is an act that discourages expansion of business. It is an act that throws up barriers of entry for new businesses and more competition so

that all of us – private sector, public sector – have more healthcare choices.

“I know, based on the negotiating that I’ve been involved with, with a very small group of under 3,000, that the State has had ample opportunity to do a much better job than it has in the past, and it hasn’t done that. It has not done a good job of negotiating, and it’s had a far larger group – 40,000 or more. And yet it was willing to take basically what was handed off the shelf rather than true negotiating. Why? Because the economy was generally good, because promises had been made, and we weren’t thinking about that. But some people were, and some people raised this issue years ago and said that we have to address it and we have to make a change.

“The Governor came with his collective bargaining reform in ’95, and ’99, and 2000, and part of it was a change in benefits and the idea that we need to bargain for those benefits and not have the Legislature approve them, and do it unilaterally. I certainly agree that one size does not fit all, and yet one size has brought us to the brink of financial chaos.

“Finally, Democrats and Republicans realize that something has to be done and has to be done now – not next year – NOW! This bill, which takes effect in two years after – after – the current medical contract expires, gives us an opportunity in which to make changes, in which to fine tune or refine, in which to get additional information. But it puts something in place, something for us to say we are determined this time to make a change; we are going to go in a new direction. If we wait till next year, were only fooling ourselves. There will be more lobbying, there’ll be more pressure. And guess what? All 25 Senators and all 51 members of the House are up for re-election and some people, I’ve been told, actually vote depending on where they’re concerned about where their endorsements are coming from.

“This issue has made us focus on what the alternatives and what the options really are, and here’s what they are: Those people that argue that if we adopt this bill that they will lose benefits or that they will face higher costs in the future are right – they will face higher costs in the future, because everyone else is facing higher costs in the present. Many of your friends who are not public employees, in the private sector, whether they’re in business or whether they’re individuals, have had an increasingly difficult time to get affordable medical coverage, and yet our emphasis this entire Legislature was on the roughly 20 percent of the labor force that is unionized. And we did a good job for the teachers because we all agreed that teachers need better compensation and they need better working conditions, but we kept being asked for more and more and more. And there is a point in which you say you can’t give more, particularly when 80 percent of the population in the market for medical coverage is having a very difficult time getting any kind of coverage whatsoever. They would be ecstatic to have the kind of coverage that you have enjoyed as public employees and that you will continue to enjoy maybe at a higher price, but coverage that they in the private sector cannot get at almost any price.

“Now what do we do in the future? Do we rely on the government to solve the problems? It’s not going to happen, as was said. But we know this – if we do nothing today, if we do not make a change, if we don’t say, as a body, that this is important enough that we have to all work on it together, we know exactly what’s going to happen – the costs are going to continue to escalate and there’s going to be more uncertainty. And there will come a time – there will come a time – in the future when we absolutely not only cannot take care of any new beneficiaries, cannot take care of the retirees which were promised certain benefits, but that we can’t even continue at a

reasonable level the kinds of benefits that employees are enjoying today.

“This all goes hand-in-hand with improving the delivery of services of government and keeping the expenditures down, but we have to prioritize what’s most important and we can’t do everything. So it means that we have to decide what it is that we’re going to change. And if we’re going to change privatization, and we’re going to change collective bargaining, and we’re going to move in a new direction as this Legislature said two years ago and last year, then it means that you have to do it all the way. And it means that some of the people that are in charge now are not going to be here after next year’s election. Some of the people that have made the mistakes in the past are going to be changed. But without the process, without the legislation, it would be the same thing as what we’ve gone through for four years without privatization legislation under *Konno v. County of Hawaii*.

“So, as for me, it’s not a question of picking whether the Governor is right, although I think he is right on a number of issues involving collective bargaining reform, or choosing HSTA and saying that they’re right, because they, too, are right. Their books have been open. They have run a very good plan. But the point is affordability and what do we do in the future. So, if I have to choose anyone at all, I’ll choose the Legislative Auditor, which everybody says time and time again – she’s got the utmost integrity, she does the best research, she’s the most honest person we’ve got in government – and I’d come down on her side. And her side is a single health trust and how we administer that trust. And the changes we make will be up to the trustees and they will be up to the voters.

“I, for one, think that there is a possibility for self insurance. But if we continue to have people that don’t have business experience running the show, we’re going to continue to have problems. This gives us breathing space but yet a signal that in two years we’re going to make substantial changes. It tells the unions that you’ve got an opportunity in two years to bargain for the kinds of plan and the kinds of benefits that you want. We have to go from a defined benefit to a defined contribution system. That’s the way the world works. That’s the true economics of what it is unless we had improved our economy so much that we had so much money pouring in and so much business expanding, but we don’t have that luxury so we have to make tough choices. And it is a tough choice.

“I would like to see those retirees, particularly those that are vested, to be protected and grandfathered so that they don’t have to worry about benefits that they relied upon. And that’s a possibility, because the decisions will be made by this ten-member board as was pointed out, five union members and five from the state government.

“It’s not a question of destroying the future. It is a question of trying to prepare for the future. And the future will come and change will come whether we want it or not, whether we like it or not. What we have to do is try to be as proactive as we can and try to help to form that future and those changes, because if we don’t, other people will, and we probably won’t like the direction that they’re going in.

“This bill, while far from perfect, gives us at least an opportunity to start, and so I urge its passage. Thank you.”

Senator Kawamoto rose to speak in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

"This is the first bill through this whole Session I've opposed. Primarily it's because of the fact that as a Senator and as Majority Leader I also feel what my obligations are. I've come to this body supporting the working men and women of this State. My concern is that we're basing our facts on things that will happen or could happen, facts that even as late as an hour ago we had a chart which budget and finance gave to us a day ago and came in and said they misled us on this concept. We had to bring in somebody from HSTA and somebody from Kaiser to show that this chart was misleading.

"Some of us have been here for some time. It's kind of hard to believe. Eight years is a long time, but we've been here eight years and we seem to be the guys who are the senior members of this body. Eight years ago, the administration came by and used the same language – high costs – and they proposed managed care and proposed QUEST. We wanted managed care to be the first in the nation, and we pushed, the body pushed, and we finally got QUEST and we finally got managed care. We realized, all of a sudden, this played havoc with the plans, played havoc with the medical specialists, and played havoc with the research as we were told by the people that were working on the problem.

"Today, our cost is still up. They didn't find the answer then. The question to my colleagues is, Do we sacrifice the support that we've got on something that somebody's been telling us is going to happen? What figures do we believe? Figures are different from both the unions and the administration. So, do we sacrifice our political career for that? We want to come back and fight another day, and that is our concern that we have. To me, that's asking too much.

"I ask for a Roll Call vote. I ask that we vote up or down on this bill."

Senator Tam rose to speak in opposition to the measure and stated:

"Mr. President, I rise to register my 'no' vote, Relating to Public Employment Health Benefits, for the record.

"This bill seeks to address the issue of increasing costs for public employee health benefits and rising healthcare costs by reducing benefits to public employees hired after June 30, 2001, and by creating an employer union trust fund that would serve as a single health benefit delivery system for all state and county employees, retirees, and their dependents.

"This is a very difficult decision for me because I think this issue has become very emotional. I hope to God, basically, that people's feelings are not hurt, but I have to do what I have to do in my own conscience.

"While the bill's intention is good and while it may or may not actually reduce the cost to the State of our public employee health benefits, I believe more work needs to be done on this issue before we decide to affect the lives of tens of thousands of active employees and retirees. I am not sure that eliminating the current union offered health plans, which have served our employees well, and offering only one state mandated plan is the answer to cost containment and better health services.

"Government has shown us time and time again that it is not the most efficient system when it comes to managing our public's hard-earned dollars. I would be very worried about once again putting it in charge of something so important as selecting the absolute best health services for all our public employees and retirees.

"Before I can agree to support a bill such as this, I need to be satisfied with the following things:

1. That the State provide a detailed plan as to how it will implement a single health benefit delivery system with goals and objectives, a timetable for implementation, and specific calculations on how and where cost savings will be attained.

These are tough questions to ask, but I have to ask them because of my background as a budget analyst.

2. The State should conduct public hearings throughout the State for affected employees and retirees to address their concerns.
3. The Legislative Auditor has found that improved health benefit administration is necessary to reduce costs but did not show how creating an even larger health trust fund will reduce administrative costs or make it even more efficient or reduce costs.
4. The State should study alternative plans to address the needs of current retirees on fixed incomes who may in the future be charged for the portion of their health benefits that the State does not fund.
5. The State needs to negotiate for better benefits so employees do not leave the state fund for their union funds.
6. If this is truly an employer/union trust fund then the board members of the employee union side should not be appointed by the Governor, but by the unions or employee organizations.
7. As a strong advocate for open government and people calling me Mr. Sunshine, which I'm proud of being, the board must also be required to adopt rules consistent with Chapter 91 requiring open public meetings. Currently, the bill proposal waives Chapter 91. Only in this way will the public employees be assured that their interests are being fairly addressed.

"I cannot at this time vote 'yes' on a bill that leaves questions in my mind. Thank you."

Senator Chun rose in support of the measure and stated:

"Mr. President, I rise in support of the measure.

"Mr. President, the comments made by the Senator from Hawaii Kai are well taken. This is not a Democrat/Republican matter. This is a bipartisan effort. And the reason why it's bipartisan, Mr. President, is that everybody recognizes that the system is broke. This is not a new issue. This is not something that just came up this year. This is something that arose, I would say, at least since 1998 when people were talking about the fact that our rising health costs were going out of control. In fact, I just heard a Representative in the House speak on how long he's been working on this issue and the headway that he has made over the years in trying to improve the health fund.

"Mr. President, we all know the system is broke. The Auditor's report in 1999 didn't tell us any new things, but it did highlight to us some of the huge amounts of money that we were losing because the system was broke. What it boils down to, Mr. President, is a question of money. It's a question of money and who controls it. The unions want to keep their health fund because they want to control the money. They don't want to give up certain things because they want to

control their money. They're willing to have audits because they want to control the money. They want to take retirees, when right now they're not, because they want to control the money. Mr. President, it's all about money.

"How much money are we talking about, Mr. President? There are a number of figures going around. The administration estimates that \$65 million a year is being wasted, wasted, Mr. President, because that's the kind of money we're throwing out when we allow the unions to port out their employees – \$65 million a year, Mr. President. That's a lot of money. Who gets it? Who gets it? It's about money.

"The Auditor's report looked at that same issue and the Auditor came back because nobody seems to disagree that the Auditor is an honest person, the Auditor does her job. But what did the Auditor say? The Auditor estimated on just one union plan alone, UPW's and HGEA's CHAMP plan, just that plan alone, that we're losing approximately \$7.8 million per 1,000 employees – \$7.8 million just from that one plan per 1,000 employees. If we have 2,000 employees on that, which is a very reasonable . . . that's \$12.3 million a year – a year, Mr. President. And that's just on one plan. Who's controlling that money, Mr. President?

"What we want to do is make it fair to everybody. These funds should be used for the benefit of everyone, not just any individual union, not just for the employer, but everyone. That's why, Mr. President, the Auditor in her report, in coming to her conclusions, made these recommendations: Her first recommendation – the health fund program and all of the union programs should be combined into one overall program. That's what we're doing. Another thing the Auditor said – the health fund should be given more authority and flexibility to deal with the dynamics of the healthcare marketplace. That's exactly what we're doing. Another thing – consideration should be given to restructuring a board to oversee a single program approach for the Hawaii public employees health benefits program. That's exactly what we're doing here in this bill. Lastly, carriers should be encouraged to participate in their program. The requirement of statewide service capabilities should be removed to allow qualified regional plans to participate in their service regions. This will create competition among health plans and result in more competitive rates. This bill allows them to do it.

"Mr. President, we have been criticized. The Legislature has been criticized with having report, after report, after report, and then not doing anything about it. And that's what bothers me about some of the positions that have been taken by my colleagues today – we should study this issue; we should wait; we should get more information. Mr. President, we've been doing that for years. That's the hallmark of the Legislature – to take a study, shelf it, and then say we've done a great job. Mr. President, I was not elected to do that. I was elected to take a look at the information we have here, to make changes when it is needed, and to have a good reason why I'm doing it. Nobody questions that this is not a good reason and we're losing money over here.

"Another question, Mr. President, that has really bothered me on this, and the Auditor again brought that out, is why are we arguing about this? Is there some kind of hidden thing that we don't know about? Is there some kind of benefit that somebody is getting and somebody is not? I think there is.

"Mr. President, what really disturbs me about the current situation over here is that the employer, the State, is paying more money than it should. The Auditor found that. For example, the Auditor in her report, and I won't read it for you but you can read it yourselves, the Auditor in her report

determined that for that one plan we're talking about, the CHAMP plan, the State is paying more money to the union for these plans than it actually costs. Yes, we negotiate a 60/40 split, but when it comes down to porting, we pay more. And that's fine. That's a quirk in the system. But what's really more disturbing is even though the State pays more than what the actual cost is, the unions go ahead and still charge their members more money. They charge it on top of what the State is paying them that covers the entire cost, and that money is in there. That's one reason why the Auditor was saying we need to audit these things. We need to know whether our money is being spent wisely and whether the money being collected by the members are spent wisely. That is really disturbing.

"Again, I go back to what I said before, Mr. President, it's all about money – who's taking what money and using it for what purpose. We need to get a greater control of these costs. We need to make sure that the employees are treated fairly by everyone. We need to make sure that this system lasts beyond this year, beyond this budget year and lasts for another 10, 15, 20 years. Because, Mr. President, unless we get a handle on these costs, the Auditor has clearly indicated and the facts do show that if we don't do anything about it, the cost of employer contributions to run the health system is \$1 billion by the year 2013 – \$1 billion. Our total State budget this year is only \$7.1 billion. And if in 2013 that's just to run the health system, \$1 billion, Mr. President, the system cannot survive.

"There's been some concern raised by the retirees that this bill will take away benefits. I don't believe it will. The committee reports and the people working on it specifically state that is not the intent, to take away benefits. What will happen, Mr. President, is not a question of what benefits will be offered. I believe it's going to result in the question of who will offer these benefits. The benefits will remain the same. The way those benefits will be given might change. But, Mr. President, I rather have a situation of changing the way benefits are offered as opposed to not offering those benefits, because, Mr. President, if we don't change the system, it will go bankrupt and then we'll be forced to make an even harder decision to cut those benefits. That is a decision I do not want to make and that's a decision I do not support. I will do everything in my power to make sure that we don't have to make those decisions to make sure this system will continue and that everyone will benefit.

"Mr. President, I liken this situation to the social security situation. The social security system, because of the rising costs and the rising age of the population, is slowly going bankrupt. Mr. President, the United States government is grappling with that decision – either we fix this system or it's going to go bankrupt and everybody hurts. It's the same thing with this health fund – our costs are rising, money is being spent unwisely, and we need to fix this system. If we don't fix this system, everyone will hurt, including the retirees.

"So, Mr. President, it is a hard pill. It's a hard decision but we need to make the hard decisions, not study them. Mr. President, I urge all my colleagues to vote 'yes.'"

Senator Menor rose to speak against the measure as follows:

"Mr. President, I rise to speak against this measure.

"Mr. President, as the previous speakers have indicated, this bill raises difficult and complex issues. I would also agree with the previous speaker that we are faced with a very difficult vote today, not only because the issues that are being raised by this bill are of critical importance to the people of Hawaii, but also because the proponents, several of my colleagues in this body

and members of the administration, are individuals whom we have come to respect throughout the years.

"I also recognize that we are going to have to come to grips eventually with the rising health fund costs for the State. However, after carefully considering the matter, Mr. President, I am not convinced at this time that this bill is the answer to that problem, and I take that position for several reasons. First of all, I believe that there are genuine uncertainties as to whether the passage of this bill will cause health plan premiums to increase for active employees and retirees alike, and whether this bill will negatively impact the quality of their health coverage. Moreover, those who support this proposal have asserted that the creation of a single employer/union health trust fund will significantly reduce costs of the fund for the State. I think that we need to seriously question the validity of this argument, given the fact that before the Legislature passed the law in 1994 allowing public employee unions the ability to establish their own separate health plans, the state health fund had already been experiencing significant cost increases.

"In addition, the proponents of this measure have argued that the pooling of employer/employee contributions into a single health fund will provide the fund with greater leverage or negotiating power for the State to be able to negotiate better health plans with insurance carriers. This argument needs to be carefully evaluated since, as we all know, effective competition among health insurance carriers in Hawaii is almost nonexistent.

"Finally, proponents of this measure have argued that this bill addresses issues such as excessive porting and the financial accountability of the various union health plans. However, I think that we need to evaluate whether these issues could be addressed through less drastic means than what this bill calls for.

"I would like to clarify that I remain open to the proposal that is contained in this bill. However, I believe that further dialogue among all of the affected parties is necessary before we enact this measure into law. The issues relating to the health fund should also be addressed comprehensively and not on a piecemeal basis. I believe that we also need to recognize that there may be other factors driving increases in the health fund costs that have nothing to do with the organization of the health fund, such as rising healthcare costs in general which have negatively impacted other government healthcare programs such as Medicare and other programs.

"Accordingly, I believe that this measure should be deferred for this Session, and therefore I will be voting 'no' on this bill.

"Thank you."

Senator Fukunaga rose in opposition to the measure and said:

"Mr. President, I rise to speak in opposition to this bill.

"What this bill does is propose to solve the problem of burgeoning healthcare costs by shifting public employees back into a single health plan without answering the question: How will the single plan deliver comparable benefits at lower costs?

"What is most troubling about us taking a vote on this very big policy change is the fact that this bill was constructed in a manner which totally defies the dictates of good drafting and good public policy debate. We have heard numerous complaints from a number of participants, all of who have an active and legitimate stake in the outcome of this legislation that they were denied the ability to participate in the process.

"I am troubled by the fact that HSTA representatives have said that they were denied the opportunity to actively participate in proposing recommendations on this bill. Teachers who a few short years ago struck for better pay and working conditions are now facing the elimination of their health plan, which is cheaper and provides better benefits than the state health fund does.

"I am equally troubled by the fact that representatives of retiree organizations have not been involved in the shaping of the conference draft of this bill, particularly with respect to public sector retirees who have already ended their public service and who planned for retirement according to the rules in effect when they were working. I think we at least owe them the respect of being a full stakeholder participant on changes to their benefits.

"Finally, I am deeply troubled by the fact that a core reason for S.B. No. 1044's proponents to urge its passage – which is that of spiraling health costs resulting from older, less healthy members of the health fund – appears based on flawed information.

"Today we learned from Kaiser Permanente that some of the information presented to us by the Department of Budget and Finance yesterday was not accurately represented. In their own comparisons, HSTA's health plan consultant showed that the average ages in the Kaiser health plan are essentially the same for active employees, which does not support the representation made by proponents that the porting formula creates a biased or adverse selection.

"The points that I have outlined above are certainly things that have made me very troubled about whether or not it is appropriate for us to take action on this major piece of legislation at this time. I think these are things that all consumers of state and public union health plans have the right to participate in. I would rather take the time to craft a better solution than the one before us today.

"For these reasons, I'm voting 'no.' Thank you."

Senator Hanabusa rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this measure.

"Mr. President, we all come to this point for a variety of reasons and we all take the positions we've taken today for a variety of reasons. The good Senator from Waipahu was honest; he's concerned about his reelection. We all have differing views on this. Whatever our position may be, we, as a collective body, owe the public, our employees, our retirees, our constituents the taxpayers an apology because this is a mess.

"When six of us were originally elected in 1998 and took office in 1999, I remember then, sitting in the CPN Committee. As a matter of fact, the good Senator from Hawaii Kai was on that Committee with me and we were looking at confirmations of healthcare/health fund members and we couldn't figure out what was going on and why there seemed to be an inherent conflict with who was being appointed. Mr. President, you were part of that Committee as well. As we discussed it we said, 'hey, something's not right.' Then towards the close of that Session is when the Legislative Auditor came out with her report and we were all shocked.

"She talked about the collection of about \$295 million with costs, meaning monies out to the health funds of the health insurers of 205. And she raised the issue – Where's the money? And none of us knew. She went on to say in her report that the

unions would not permit her to audit; they did not cooperate with her; and she was estopped from getting the information that she needed.

"We must apologize, because this is a mess. It's never good at any point to start to say, 'Okay, what do we do? How do we stop the bleeding? How do we get control?' But we have to do this.

"Like I said earlier, we all come to this point for a variety of reasons, and I come contrary to what many may believe because of my concern over the retirees. As many of you know, I am a labor lawyer. One of the most disheartening things that I have had to endure in negotiations is to watch the tug-of-war between retiree benefits, fully paid medical benefits, versus the actives and their needs. I have seen plans say we cannot do it anymore because for every dollar we put away for an active's medical plan, we must put away another dollar for the retirees. After a while, the active says, 'I have a family. I've got to feed them. I need those raises.' So what happens? It's that silent group, the retirees, who sacrifice probably more than anyone else to get the young guys to the point where they were earning those wages. They are the ones who are caused to suffer.

"I received one call that stopped me cold, but it was from my Aunt Jojo – not a real aunt, a hanai aunt – who left me this message, 'Aunt Jojo's planning to retire. Vote against 1044 because I'm not going to have healthcare benefits.' And you know? I became even more determined as to why S.B. No. 1044 has to go through.

"What we must tell the public . . . and the public has a right to know the true story of healthcare and what it costs. When the original versions of these bills came down, what the retirees should know is that yes, they wanted to change your Medicare reimbursement back to \$45.50 or whatever it was, but we knew that there was a motion made and passed among the health fund that you would get your \$50.00 per month. What the public doesn't know is that because retirees are now required to take the Medicare part B that the Legislature said, and the health fund has gone along with it, that you will be reimbursed that portion that is deducted from yours' and your wife's social security check. What this means is that each and every one of you who qualify should be receiving a check. I think it's paid to you in a lump sum of \$1,200 a year to reimburse both husband and wife. That is in the bill and that is to continue.

"The other thing that people are not aware of, and I don't even believe the retirees are aware of this, is how much the benefits cost. There was a concern raised when we went over these figures as to whether or not the amounts that we have set forth in this bill that if this bill passes, and if the new health fund takes place, the one thing they must do is they must cover the retiree benefits at the amounts that we have set forth. What the public does not know and many of the retirees may not know is what those numbers are. If you are under 65 years of age and in a family plan – you, your wife, and some people, maybe police or firemen, may retire earlier and they may have smaller children – it's \$928 a month. If you are single, it's \$342 a month. If you are enrolled in a supplemental medical or Medicare family plan, it's \$671 a month. If you are a single enrolled, it's \$218 a month. We put those figures in the bill because we wanted to ensure that the retirees will not be forgotten in this process.

"One of my colleagues raised a very important issue. She said, 'What if that's not enough money?' I said, 'That's two years out, two years from now. If we cannot cover a family plan at almost \$1,000 a month, we are in major problems.' Imagine what the rest of this State will be paying if we cannot cover this. And remember, this is all 100 percent subsidized by

the State – by the State. This is the continuing commitment to retirees. I do not ever want to endure going to negotiations or having any of you feel what it's like when that choice must be made. As you all know, retirees are covered only by the state health plan – no union covers retirees.

"You can have promises made to you now, but the fact remains – S.B. No. 1044 is the answer to the existing Chapter 87. Let's not compare apples and oranges; let's compare what we are looking at. We are looking at the change to the existing structure.

"Someone raised the question, 'Gee, I don't know what figures to believe. We're getting all these different figures. How do we know whom to believe?' Mr. President, I know what I believe. I believe my good colleague from Manoa. I believe WAM's figures. I know what the cost increases are going to be.

"If we went with the administration's proposal, which was really the perpetuation of all of this, we are looking at healthcare increases to the base of 11 percent next year, a cumulative 11 percent which means 11 percent plus 11 percent in the second year of the biennium. That's a 22 percent increase. And the third year out, which is where these figures come out that I just said that we are committed to the retirees on, it's 11 percent, 11 percent, plus 15 percent. That's the skyrocketing cost. Almost 40 percent increase from where we start today, that is the cost.

"What WAM did was say, 'That's too much.' But you know what? We're not that much better off. It's 11 percent for next year. It's 11 percent, plus 7 percent for the following year. And we're hoping that in the third year out, it will be 11 percent, plus 7 percent, plus 7 percent. This is what we are contending with. This is the cost.

"We've heard the magical number of 400 million. My good colleagues who have taken strong positions on Felix have all said, 'The Felix expenses are ridiculous. We must audit. We should have a Legislative Investigative Committee on it.' You know what that figure is? Just about 400 million. Do you know what our figures are going to be altogether, including our employees' monies? It's going to be 408 million in fiscal year '02 and 436 million in fiscal year '03 – 400 million. Our biennium budget is 7.1 or 2 million, but the year budget is 3.7. This is more than 10 percent of our budget – more than 10 percent.

"Now, what does it mean, what does the health fund mean in terms of numbers? People must know. There are about 81,000 participants in the health fund – 49,000 are actives and 31,000 are retirees. Of the 31,000 who are retired, about 22,000 of them participate in Medicare. That means the differential is one that we fund 100 percent somewhere in that arena. Now what you should know is that as it now stands for this year, if you were to retire without Medicare you would have about \$810 to your benefit, and if you were a Medicare family, you would be \$586 and that's for this upcoming year. That's what we've appropriated. If you're active, the estimates are \$645.92, and if you're single it's \$223. What your unions receive if it's ported is \$134 for an individual and \$387 for a family.

"Now, this family thing is really an interesting point. People have said or you've heard other speakers say, 'You know, I don't see any evidence of why it's so detrimental, the porting, or how we can be treated negatively, or the state fund is somehow discriminated against.' This is the benefit plans, Hawaii public employees' health fund. Let me share with you one page . . . some of you may have had this nice poster that tells you what the costs are. For example, if you go to what

most people do, HMSA, if you're a member of the state health plan you will pay \$63.20 and the employer will contribute \$94.80. That's our share because that's a 60/40 issue. If you're in a certain one of these bargaining units, you pay \$22.90, and the employer pays \$135.10. Now that's not fabricated figures; that's what people are making their decisions on.

"As you know, the way porting works is that 60 percent of the most utilized plan is what determines the amount, not the most cost efficient plan, not the plan that meets all of these criteria, it's the most utilized plan, and that amount is ported out. We wonder why is it that the health fund premiums are so large. This is one section of this plan and it's very interesting, because you take the various amounts and they will tell you what your monthly contributions will be and they compare it to the health fund, and then they tell you whether it's beneficial for you to stay in their plan or to go to the health fund.

"This particular union trust has a scale of single, two-party, three-party, family of four-plus, and do you know that when you get to be a family of four-plus, there's a negative savings if you go into the union plan. So where would you go? You go to the state plan, which means the state plan then picks up all of these people. So their family plan really becomes utilized. If you're a two-party, you will save \$1,200 a year – \$100 a month if you go into this plan.

"All of these plans have it clearly laid out for you and, for most places, if you're a two-party, single two-party, you may save. In this particular plan you'll save \$849. A family of more than two will only save \$275.76 a month, then you're going to look at what the other provisions are. These are not numbers that we wonder what the credibility of them are because these are what we give our employees to make the decision.

"This concept of porting is a very interesting thing. It's a philosophical decision that we as a Legislature must make. The reason it's a philosophical decision is because the issue is when we decided on the 60/40, did we decide that it was 60/40 only for those employees who stay in the state health plan? Because they have to pay 40 percent. But it doesn't apply if you're in a union trust. If you're in a union trust, hey, it's whatever and wherever you fall, because they take the total amount and you then cherry pick the plan that you want. And if you don't use up all the money, guess what? It stays in the plan. It does not come back to the State. The real issue should be, is that what was intended or was this an issue of collective bargaining where if we said 60/40, was it intended that each and every one of our employees would be treated the same and they would pay the same amount for their health plan so that you're not penalized somehow if you're stuck in the state and you've got to buy from the state? That is the decision that we must make.

"How much money is ported? Let me tell you . . . one union gets 36.5 million, another gets 27.6 million, a third gets 10.7 million, a fourth 4.2 million – a total of \$80 million if ported every year for the health funds. That doesn't include the employee's part. And you know, Mr. President, that's another thing that bothers me – the employee's contribution. The employees may be upset with us, but the bottom line is they deserve the same kind of accountability that we want. We want to know what the money is used for. We want to know when the money goes out if it isn't used for that particular person, that money is returned so it can be used again. We want to know those things and I'm sure those employees want to know too. I'm sure they could use that extra money if they didn't have to pay 20 percent or 10 percent of the plan. I'm sure they're interested in that, but that information is not available to us.

"Mr. President, the estimate, and it may not be an estimate that everyone in here may want to rely on, but the estimate is,

and this is a single trust based primarily on a variety of factors, is about \$65 million that they anticipate saving. It could be more, it could be less, but that's savings that we would see with a single trust.

"We must look and we cannot ignore that Legislative Auditor's report that you've heard so much about, because she is our Auditor. We asked her to do that study and her recommendations were as set forth by the good Senator from Kauai, and we should pay heed to that.

"There were some points that were raised by previous speakers that I believe cannot go unanswered. One is a statement from the Senator from Nuuanu who said, 'You know, if you're going to have union representation, then the Governor shouldn't pick.' The reason why the Governor picks from a list of three names provided by the unions of the five union trustees is because it's constitutionally required. The Governor is the appointing agency. But we made it very clear that those are three names per position that the Governor must select from and he must replace those trustees by the same method.

"The other thing is that we have heard that the retirees are not part of this process. That is why one of the union trustees must be a retiree, because the retiree must have representation in making these decisions.

"The good Senator from Waimanalo is correct. He feels that this may not address all the problems the system has. He believes it's almost a systemic problem dating back to 1988 or whenever he was here before. Maybe he's right. But you know, that's no reason why we say now that we can't do anything about it, or because you believe it's a systemic problem, that nothing can happen. We must do something, and this is the first step in the changes that we must make.

"I am comfortable that the retirees will be protected, and I believe that the reason why we must move to this type of a fund is because if we don't, there may be no funds in the future. The costs are crazy. And those costs are not fabricated. They are estimates that my good Senator from Manoa has come up with and the Ways and Means staff have come up with. And if they're good enough to come up with the figures we need to estimate what it costs to run all of state government, then you know what, they're good enough to estimate what it costs to run the state health fund.

"Mr. President, it is for these reasons that I urge my colleagues to vote in favor of this measure. It is not a vote to take away. It is not a vote to diminish rights. It is not a vote that, as some people feel, threatens the retirees. It is quite to the contrary. It is our effort to preserve – preserve what we have promised the retirees into the future, preserve the health fund benefits – and we must do, we must do what is right and we must address this problem. We cannot stick our heads in the sand any longer and hope that it will go away. We just can't afford to do that.

"Thank you, Mr. President."

Senator Kanno rose to speak against the measure and said:

"Mr. President, I rise to speak against the measure.

"I'd like to focus on the concern about the retirees. I think if you put yourself in the shoes of a retiree, some of these individuals made the decision to work as a public employee with the expectation, and what they thought was a promise, that 100 percent of their retiree health benefits would be paid for by their employer. With this bill, for the very first time we are changing that.

"On page 25 of the bill, for the very first time the Legislature is putting a cash dollar limit on the amount that they're going to be contributing to retirees' health coverage plan. When asked how did these exact dollar figures get calculated, the director of budget and finance said that they took one figure and they inflated it 7 percent and they did it one more time, and that's how these figures were arrived at. It's really a guess of what the health fund costs will be in the year 2003 for retirees.

"Now, if you can imagine, these retirees believe that we had a commitment and we had a deal and they had the protection that their health fund benefits were going to be covered. The lawyers, however, tell us that there is no such commitment and the Legislature is free to change whatever they please. I, for one, will not support that kind of change and upset with the retirees' health fund plan.

"With the dollar figures provided, it very well may mean that a retiree who has a relationship with their physician will be told that 'you will no longer be able to see your doctor unless you pay an additional cost of what could be several hundred dollars a month.' What we've been told in our work with the health fund and working with individuals and people we know is that it's very upsetting for people to go through a change like this. It's very disruptive. People have a history with their physician.

"We are aware that the whole healthcare industry is changing to managed care and to these plans. People, in many cases, have the opportunity to choose into a plan like that for possible cost savings. For these retirees, for their entire lives when they were members of the health fund, they were given a choice of their physician, and for the very first time, from this legislation, they will be told otherwise – that for you, if you want to insist upon your physician, if your physician doesn't elect to become a part of a limited list plan, you could be forced to pay what could be several hundred dollars per month in order to remain with your physician, and all of the expectations that you had about your coverage, what you thought was a commitment from your employer for what could have been a career of 30 years or more with the State of Hawaii, is no longer valid.

"There is also no guarantee in the bill that these figures will be increased appropriately to cover increases in coming years. It does say that there are going to be adjustments made, but no one in this body can make a promise to retirees that these prices will be adjusted in future years to cover the cost. The expectation is that the figures here will cover the least expensive plan that someone can say that we're providing a basic plan to an individual, to a retiree. Where these individuals felt that they had a promise that they were going to have 100 percent of their health benefits covered, for the very first time the Legislature is saying, 'I'm sorry, there was no deal. There was no commitment. The lawyers are saying that there is no promise.' Where you thought there was a promise, where you may have dedicated your entire life of service to the State or the County, you're being told for the first time that what you thought was a deal was not really a deal.

"I'm not advocating for the status quo. There are many things that need to be corrected about our system. One thing that I would like to see in future discussions about the health fund is individuals, these retirees, that they have someone who's looking out for their interest, that they have someone who is able to stand up for them. In this process, this vote that is being taken today, the retirees didn't have someone here. They didn't have someone who had a draft ahead of time who could provide comments.

"None of the previous drafts had these dollar figures in it. Earlier this Session when the Senate passed this measure, all of

these figures were blanked out. If a retiree were to have called my office and say, 'How much money is going to be filled into the blank? How much money is going to be given to cover my health benefits? Isn't the State supposed to be covering 100 percent of my health fund costs?' I, myself, was a Conferee and I didn't see the draft until the final Conference meeting on Friday when we, for the very first time, saw these dollar figures. For all of Session, if a retiree were to ask or were to have called and asked, What would these figures have been? Nobody would have been able to have given them an answer. For the very first time, we saw these figures on Friday.

"For me, this is my major concern about the bill – that for the very first time there may be a retiree who may be 80 years old and that individual may have worked for the State of Hawaii for over 30 years, and for those 30 years they may have believed that there was a promise, a commitment, that upon retirement that their health fund benefits would be paid by their employer. At that time, way back then, some employees looked at this choice of whether they should work for the State or not and said, 'Well, maybe I will take this job and stay with this job even though the pay is less because there is this promise that I'm going to get my health fund benefits covered.' And now, that promise is no longer good.

"The lawyers basically say that there was really no promise. I guess if there were a lawyer there, the lawyer probably would have said there was never a promise made. But if you talk to the retirees out there, they really believe that there was a promise. They committed their lives to service for the State and the Counties with the understanding – the honest understanding – that they were going to have their health plans paid for upon retirement 100 percent. That was the practice up until this very day and it depends on this vote, and I urge my colleagues to vote 'no.'"

Senator Hogue rose in opposition to the measure as follows:

"Mr. President, I'm very impressed with all the speeches today. Obviously it's a very, very difficult decision that has to be made. I rise to speak in opposition to this bill.

"First off, I strongly support system reform, fiscal responsibility, the Legislative Auditor, and very tough choices. Yes, the union health funds need to be more open. All the unions need to follow the lead set admirably by the HSTA. All of them should be openly audited on a regular basis so that we may get answers to our many questions. Yes, I agree with keeping costs down. We must, to do that, have open competition and choice, and we must avoid a state-run monopoly.

"This bill puts a band-aid for some, a big bandage for others, on a wound that has festered here in the State of Hawaii for 40 years. The wound or problem is managing the collective bargaining process, and that's what got us here in the first place. We must do a better job governing.

"We must also look at the figures. Do we believe the Governor's figures? Do we believe the union reps? Do we believe the good Senator from Manoa? Do we believe the different insurance providers? We must get the right answers.

"The Senator from Kauai said it so eloquently – it is about the money. Healthcare costs are rising. Felix costs are rising. Budget costs are rising. Yes, the entire system is broken. However, I truly doubt that combining all the trusts into one huge state-run fund would fix this broken system. Let's face it, the State has had a very, very rough time proving that it can run anything well. Let's see . . . the Department of Education gave us Felix. The Department of Health gave us the

State Hospital. The Department of Public Safety gave us the prison. Do I have to give anymore examples?

"Mr. President, we need reform, systemic reform, porting reform. We also need openness. And we need a good audit. And we need answers – the right answers. But we also need choice. We need autonomy. We need decentralization, not centralization, and I will be voting 'no.'

"Thank you."

Senator Chun Oakland rose to speak in opposition to the measure and said:

"Mr. President, I also rise in opposition to this measure.

"There have been efforts to modify the state health fund over the years to give greater flexibility to the trustees to negotiate and design plans that would allow more health insurers to successfully compete to service the state health fund, and therefore increase the probability of lower bids and lower premiums. To date, those efforts have been stymied.

"In 1994, the public unions were given the opportunity and have taken it upon themselves to establish health funds that have met and are responsive to the needs of their members, provide a broader array of benefits to their members than the state health fund does with funds that are available, and achieve the lowest health insurance premium costs possible. The bill before us does not capitalize on some of these union health fund models that have been cost efficient and responsive to their members.

"I believe that we should look at an option that will value what is working well. The unions have come forward saying that they would like the responsibility to administer health funds for both active employees and retirees and are open to be accountable to their members and the State. I believe that we should work with all these parties who are willing to be active partners in coming up with a viable solution to address this issue.

"Thank you very much."

At 4:49 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:58 o'clock p.m.

Senator Taniguchi rose and said:

"Mr. President, would you have the Clerk note my strong reservations with this bill."

The Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 124 was adopted and S.B. No. 1044, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS," having been read throughout, and Roll Call vote having been requested, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 13. Noes, 12 (Chumbley, Chun Oakland, Fukunaga, Hemmings, Hogue, Ige, Ihara, Kanno, Kawamoto, Matsunaga, Menor, Tam).

At 5:00 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:02 o'clock p.m.

At this time, the President made the following announcement:

"Members, we are on page 29 of the ordinary fiscal calendar. With the exception of S.B. No. 1044, all remaining measures will be deferred until Thursday, May 3, 2001."

At 5:03 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:08 o'clock p.m.

The President then made the following declaration:

"Since the members have so much energy, we will commence with our ordinary fiscal calendar on page 29."

FINAL READING

Conf. Com. Rep. No. 12 (S.B. No. 1236, H.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 12 be adopted and S.B. No. 1236, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senators Slom, Hemmings and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 12 was adopted and S.B. No. 1236, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Taniguchi).

Conf. Com. Rep. No. 21 (S.B. No. 1011, S.D. 1, H.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 21 be adopted and S.B. No. 1011, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kawamoto.

Senator Slom rose in opposition to the measure and said:

"Mr. President, I rise in opposition. I'll be voting 'no.'

"It's another special fund bill. Thank you."

Senator Hemmings then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 21 was adopted and S.B. No. 1011, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOGRAPHIC INFORMATION SYSTEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hogue, Slom).

Conf. Com. Rep. No. 38 (S.B. No. 224, S.D. 1, H.D. 2, C.D. 1):

Senator Buen moved that Conf. Com. Rep. No. 38 be adopted and S.B. No. 224, S.D. 1, H.D. 2, C.D. 1, having been

read throughout, pass Final Reading, seconded by Senator Matsuura.

Senator Hemmings requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 38 was adopted and S.B. No. 224, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PINEAPPLE RESEARCH,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 41 (S.B. No. 1435, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator Tam and carried, Conf. Com. Rep. No. 41 was adopted and S.B. No. 1435, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HYDROGEN RESEARCH AND DEVELOPMENT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 44 (S.B. No. 927, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 44 was adopted and S.B. No. 927, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ADULT DAY HEALTH CARE CENTERS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 45 (S.B. No. 493, S.D. 2, H.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 45 be adopted and S.B. No. 493, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Hogue rose and said:

“Mr. President, I would like some comments I have inserted into the Journal, and I will vote with reservations. Thank you.”

“The Chair having so ordered, Senator Hogue’s remarks read as follows:

“Mr. President, I rise to speak with reservations.

“The intentions of this measure are commendable – privatize school repair and maintenance, reduce the paperwork and bureaucracy in the procurement process, circumvent the procurement process of DAGS and the DOE . . . and tax credits! Very nice tax credits for businesses.

“But, once we get past all that hoopla, there are a few surprises in this measure. A new fund is created. What kind of fund? We’re not really sure about that. It is, ‘a separate fund of Helping Hands Hawaii.’ The measure specifies that the fund, ‘shall not be placed in the state treasure, the state shall not administer the fund, nor shall the state be liable for the operation or solvency of the fund, Helping Hands Hawaii, or Hawaii 3Rs.’

“Okay. Then why does the measure enact scrupulous and comprehensive criteria, regulation, process, and reporting requirements for both the fund and the new program that it supports?

“Is the hand of the Legislature in this fund and program or not? Are we really trying to allow private contributions to the school repair and maintenance problem in as easy a manner as possible? No . . . the unintended consequence of this measure is to set up more bureaucracy . . . Mr. President, we need less bureaucracy, not more.

“NO! The unintended consequence of this measure is the creation of more bureaucracy for a school repair and maintenance system that needs streamlining.”

Senators Hemmings and Slom requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 45 was adopted and S.B. No. 493, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 46 (S.B. No. 1209, H.D. 1, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 46 be adopted and S.B. No. 1209, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Hemmings rose to speak against the measure and said:

“Mr. President, I rise to speak against this bill.

“The University of Hawaii wants autonomy and to determine their own future but they still want us to pay the bills when they screw up. Thank you.”

Senator Hogue rose in opposition and said:

“Mr. President, I also rise very quickly in opposition of this bill and have some comments that I would like inserted into the Journal which also echo the good Senator from Waimanalo. Thank you.”

The Chair having so ordered, Senator Hogue’s remarks read as follows:

“Mr. President, I speak in opposition to this measure.

“The title of this bill is ‘Claims Against the University of Hawaii.’ More appropriately, it should be called: ‘we love autonomy, but we hate paying the bills.’

“First off, I agree with the concept of autonomy, but this bill begs the question as to whether or not the university truly is in charge of itself. We need to establish that the university has to be accountable for the issues that arise in its domain, and we need to do whatever is in our power to support that.

“Then, and only then, will we have a truly autonomous and truly great university.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 46 was adopted and S.B. No. 1209, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CLAIMS

AGAINST THE UNIVERSITY OF HAWAII AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Conf. Com. Rep. No. 47 (S.B. No. 1211, S.D. 2, H.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 47 be adopted and S.B. No. 1211, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Slom rose to speak against the measure and stated:

"Mr. President, a 'no' vote. It establishes the Hawaii school level minor repairs and maintenance special fund. Thank you."

Senator Hemmings requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 47 was adopted and S.B. No. 1211, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 48 (S.B. No. 1212, S.D. 1, H.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 48 be adopted and S.B. No. 1212, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and said:

"I'm voting 'no' on the bill, Mr. President.

"The bill really does not differentiate between the union and the standards board, and I think that we need standards but we need a clearer definition of who's going to be in charge and making the evaluations.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 48 was adopted and S.B. No. 1212, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 50 (S.B. No. 1362, S.D. 2, H.D. 1, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 50 be adopted and S.B. No. 1362, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Hogue rose to support the measure and said:

"Mr. President, I enthusiastically support this bill. I'm so glad it is passing. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 50 was adopted and S.B. No. 1362, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COACHES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 63 (H.B. No. 1111, H.D. 1, S.D. 2, C.D. 1):

Senator Matsuura moved that Conf. Com. Rep. No. 63 be adopted and H.B. No. 1111, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this.

"According to our investigation, the total cost of this project divided by the number of potential 28 elderly or 28 medically fragile infants and children pencils out to about \$510,000 per person. Therefore I'll be voting 'no.'

"Thank you."

Senator Hogue rose and said:

"Mr. President, please have the comments from the Senator from Waimanalo inserted as if they were mine. I will also be voting 'no.' Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 63 was adopted and H.B. No. 1111, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Conf. Com. Rep. No. 64 (H.B. No. 77, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kawamoto, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 64 was adopted and H.B. No. 77, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 94 (H.B. No. 284, H.D. 1, S.D. 2, C.D. 1):

Senator Matsuura moved that Conf. Com. Rep. No. 94 be adopted and H.B. No. 284, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak against the measure and stated:

"Mr. President, I rise to speak against this bill.

"It employs more employees into the public system. We should have more autonomy and more ability to shift our

resources around. The public healthcare system has a negative cash flow and this is one of the reasons.

“Thank you, Mr. President.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 94 was adopted and H.B. No. 284, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 97 (H.B. No. 1233, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 97 was adopted and H.B. No. 1233, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO YOUTH SERVICES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Nakata).

Conf. Com. Rep. No. 99 (H.B. No. 1667, H.D. 2, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 99 and H.B. No. 1667, H.D. 2, S.D. 1, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 101 (H.B. No. 862, H.D. 1, S.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 101 be adopted and H.B. No. 862, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom rose in opposition to the measure and said:

“Mr. President, please cast a ‘no’ vote. Again, we are creating extra State positions.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 101 was adopted and H.B. No. 862, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF SOCIAL WORKER POSITIONS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 102 (H.B. No. 840, H.D. 2, S.D. 1, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 102 be adopted and H.B. No. 840, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Matsuura.

Senator Hogue rose to speak in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

“This is setting up a data system at the University of Hawaii by doing something that frankly the Department of Health should already be doing.

“I’ll be voting ‘no.’ Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 102 was adopted and H.B. No. 840, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Conf. Com. Rep. No. 104 (H.B. No. 480, H.D. 1, S.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 104 be adopted and H.B. No. 480, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Slom rose in support of the measure with reservations and stated:

“Mr. President, I support this bill with reservations.

“We have of course supported the concept of business specialists for the schools. We think they’re needed. But also included are additional business specialist positions included in S.B. No. 1577. In this bill here we are putting the business specialist into a union which doesn’t make sense at all.

“If you want a business specialist, they should be doing business and not union work. Thank you.”

Senator Hemmings requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 104 was adopted and H.B. No. 480, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BUSINESS SPECIALIST POSITIONS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 110 (H.B. No. 632, H.D. 3, S.D. 2, C.D. 1):

On motion by Senator Matsuura, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 110 was adopted and H.B. No. 632, H.D. 3, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HUMAN SERVICES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 111 (H.B. No. 186, S.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 111 be adopted and H.B. No. 186, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun.

Senator Slom rose in opposition to the measure as follows:

“Mr. President, I rise to speak in opposition to the bill.

“It’s been estimated by the Auditor that it’s going to cost \$18.5 million to complete a system to find out how many lands the State controls and at what cost. I think it’s a tremendous

cost to find out what we have. We don't even know how many employees we have; now we don't know how much land we control.

"Thank you."

Senator Hemmings then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 111 was adopted and H.B. No. 186, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 112 (H.B. No. 860, H.D. 1, S.D. 2, C.D. 1):

Senator Kawamoto moved that Conf. Com. Rep. No. 112 be adopted and H.B. No. 860, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nakata.

Senator Kawamoto rose and said:

"Mr. President, first of all I'd like to apologize to the Senator from Waimanalo. We were trying to get a meeting of the Conference Committee and he was told by the House of Representatives that the bill was dead."

The President interjected:

"Senator Kawamoto, for what purpose do you rise?"

Senator Kawamoto replied and continued:

"I rise to speak in favor of this bill.

"He then left and he was a diligent member of this Committee. Every time we had a meeting he was there. I knew he wanted to vote 'aye' on this bill but somehow he left and went home. Thanks to you, we resurrected this bill, we got the Speaker to sign the waiver, and we came back. The Senator from Waimanalo, I'm sorry you couldn't vote, but I'm sure you can vote now. This is a bipartisan bill.

"We questioned the unfunded liability at the 90 percent factor and they dropped it to 55 percent. We questioned that and finally we decided that we're not going to fund unfunded liability from the general fund. We just passed the bill and we hope the Governor will do the right thing and pass this bill on.

"I urge all my colleagues to vote 'aye' on this bill. Thank you."

Senator Hemmings rose to speak in favor of the measure also and said:

"Mr. President, I rise to speak in favor of this bill.

"Thank you, Mr. President, for making this possible by amending the Rules to allow us to have a late Conference on it. Thank you to the Chairman of the Committee for working in a bipartisan manner.

"This has a lot more to do with than money, it has to do with justice. I'm sure out of the \$9.3 billion in the RS system they can take care of the needs of a dying breed of Americans.

"Thank you, Mr. President."

Senator Buen rose to speak in favor of the measure and said:

"Mr. President, I rise in favor of this bill.

"I want to thank the Chair of the Committee. The Senator from Waipahu worked so hard on this measure. On behalf of all the veterans from Maui who came over and sat at all the Conference Committees, and called every one of you everyday, on behalf of all of them, thank you for bringing this bill this far.

"I ask all of you to vote in favor of this bill. Thank you."

Senator English rose to speak in favor of the measure also and said:

"Mr. President, I rise in favor of this bill.

"Mr. President, I really have to commend the Chair of this Committee and also the veterans, especially from Maui, because we had some people who came from Maui and really lobbied hard. I can say lobbied the old fashioned way – they came in, they sat down with you and explained their situation, and asked for you to make the right choice on it.

"So members, I'm very grateful on behalf of the veterans of Maui and all the veterans of the State of Hawaii for your help in correcting this and creating equality for them. So with that, Mr. President, I urge everyone to vote in support of this measure.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 112 was adopted and H.B. No. 860, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 113 (H.B. No. 533, H.D. 2, S.D. 1, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 113 be adopted and H.B. No. 533, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senators Slom, Hogue and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 113 was adopted and H.B. No. 533, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 114 (H.B. No. 152, H.D. 1, S.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 114 be adopted and H.B. No. 152, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

At 5:24 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:27 o'clock p.m.

Senator Kanno rose in support of the measure and stated:

"Mr. President, I rise to speak in support of the measure.

"This measure includes an appropriation for domestic violence programs. The conference committee report states that the appropriation is for domestic violence shelters. The intent of the conference managers, as stated in the bill, is that the appropriation is for domestic violence programs and not domestic violence shelters.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 114 was adopted and H.B. No. 152, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 118 (H.B. No. 168, H.D. 1, S.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 118 be adopted and H.B. No. 168, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak against the measure as follows:

"Mr. President, we've got to vote 'no' on this bill.

"For goodness sakes, we've been trying to get an automatic recount bill for years and years and years. We started out with an automatic recount in this bill and now all we've got is a taskforce. So when the Senator from Maui/Kauai/Nihau is only 60 votes apart, he can't have an automatic recount but he can call for the taskforce.

"Vote 'no,' \$100,000 for a taskforce – NO!"

The motion was put by the Chair and carried, Conf. Com. Rep. No. 118 was adopted and H.B. No. 168, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Conf. Com. Rep. No. 119 (H.B. No. 513, H.D. 1, S.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 119 be adopted and H.B. No. 513, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senators Slom and Hemmings requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 119 was adopted and H.B. No. 513, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 120 (H.B. No. 596, H.D. 2, S.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 120 be adopted and H.B. No. 596, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Hogue rose to speak in opposition to the measure and said:

"Mr. President, I rise to speak in opposition to this bill, the Hawaii Hurricane Relief Fund.

"I've checked it out and don't understand why it is that we are just continuing to build it up, build it up, build it up, build it up, if not for the purpose of eventually raiding the fund. Because if you talk to the folks at HHRF they will tell you that we really only need between \$50 million to \$100 million to restart the fund in case of a hurricane. Federal dollars will kick in after that, so why are we building it up? I think you know the answer.

"I'll be voting 'no.' Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 120 was adopted and H.B. No. 596, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Conf. Com. Rep. No. 121 (S.B. No. 1577, S.D. 2, H.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 121 be adopted and S.B. No. 1577, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"I am all for the school facilities. I am all for the repairs and maintenance. It looks like, Mr. President, I've finally made it – I joined the ranks of Frank Fasi who had a legislative bill passed for him. Because now this bill, which started out talking about a special fund, has removed all references to the special fund and now we call it a special account. So it's a 'special account.' But a special account, you know Mr. President, is still the same as a special fund and I vote 'no'!

"Thank you, Mr. President."

Senator Hemmings also rose to speak against the measure as follows:

"Mr. President, I rise to speak against the bill.

"I don't know if I can be as eloquent as the previous speaker in speaking against this bill, Mr. President, but I believe that what we really need is to change our procurement laws, and most especially change the way DAGS does business.

"This is just building bureaucracy and starting new funds when we really need systemic reform for the way DAGS conducts business. We all know the teachers and the principals in the individual schools can get the work done twice as fast at half the cost, and this doesn't address that issue at all. It just adds another layer of bureaucracy and foot-dragging and special funds to the process.

"Therefore, I'm voting 'no.' Thank you."

Senator Sakamoto rose in support of the measure and said:

"Mr. President, I rise in support of the measure.

"I have some comments I want to insert in the Journal but let me clarify some of the issues.

"Certainly this bill is a follow-up from the previous WAM Chair's good effort last year and the Education Chair's effort last year on how do we help fix the schools. So this measure doesn't add another layer, but does indeed reduce bureaucracy.

"This measure helps for projects under \$100,000 not to have to go through all of the formalities done under the existing system but certainly would fix the schools faster for those size projects. This does enable the principals and vice principals to have assistance of the business and fiscal officers and help fix the schools. This bill does do a lot to help fix the schools with other bills.

"Not to belabor the point, Mr. President, this is a product of several years of hard work and indeed these will help fix the schools faster. I applaud everybody for their effort in this measure."

The Chair having so ordered, Senator Sakamoto's additional remarks read as follows:

"Mr. President, I rise in support of this measure. It provides the framework to fulfill our commitment to address the \$600 million backlog of public school repairs.

"Your Committees have worked to develop a system that assures appropriate allocation of these funds, a fair and equitable system of prioritization of projects and an ongoing maintenance program that assures timely repairs to prevent secondary damage and wholesale deterioration of our school facilities . . . facilities that represent an investment of over \$1.7 billion.

"During the 2000 Legislative Session, DAGS and the DOE estimated that Hawaii faced a \$240 million backlog in public school repair and maintenance. After a thorough review over the interim, the revised estimate exceeded \$600 million.

"In response to the growing backlog, the Senate Education and Ways and Means Committees established the WAM/EDU working group to work with industry stakeholders to develop long range solutions. The group met with DAGS and DOE staff, school staff, parents, students, industry and trade organizations, reviewed current and proposed policies and procedures and researched past studies and reports.

"These efforts have resulted in S.B. No. 1577, S.B. No. 493, and S.B. No. 1211. Together these bills provide a comprehensive approach to school R&M and emphasize systemic improvements that require planned long-term funding. It assures that the backlog will be eliminated over a ten-year period and funds ongoing maintenance to prevent future backlogs.

"These measures, which were strongly supported by the stakeholders, provide opportunities for the community to contribute to and become a part of the process. I ask for your support as well."

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, sticking to one subject for a long time has been my forte. I'd like to say that after 6 years of addressing the fiscal manager or business manager as we may call it, this bill creates a token of fiscal managers. We hope someday that we can get them in all the high schools.

"We appreciate the Chair of Education for plugging in and helping us with this bill. Thank you very much."

Senator Hogue rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in favor of this bill with some reservations.

"First of all, some of the items that we had in our Minority Caucus education draft at the beginning of this Session are in this bill. We wanted to address the \$630 million backlog of repair and maintenance. We wanted to get some fiscal managers in there.

"But we must go much further. We really need some procurement reform, systemic reform. We must give autonomy to the principals. We must go further.

"This is a step, a tiny step, in the right direction. Thank you."

Senator Sakamoto rose again and said:

"Mr. President, I think I need some clarification.

"On getting more money to the principals, currently the law limits that to \$8,000 per school. This measure lifts that limit, not saying funding it fully, but lifts that limit to \$25,000 per school. So, some of the objections we have attempted to correct.

"Certainly raising the limit to \$100,000 to avoid some of the procurement hassle goes a long way. Most of the projects are under \$100,000 for repair and maintenance. I think some of those comments may indeed be comments, but the bill does address those concerns."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 121 was adopted and S.B. No. 1577, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 125 (S.B. No. 1535, S.D. 2, H.D. 1, C.D. 1):

Senator Matsuura moved that Conf. Com. Rep. No. 125 be adopted and S.B. No. 1535, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom rose in opposition to the measure and said:

"Mr. President, I rise in opposition to the bill.

"The bill is about volunteerism. Volunteerism does not need government programs or government organization, yet this bill creates the Hawaii Commission for National and Community Service within the Department of Labor and Industrial Relations. If that's not bad enough, we already have an office of volunteerism within the Office of the Governor of the State of Hawaii.

"We don't need more offices and we don't need more staff. Volunteers are great because they volunteer and they do things on their own.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 125 was adopted and S.B. No. 1535, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 132 (S.B. No. 1030, S.D. 2, H.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 132 be adopted and S.B. No. 1030, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tam.

Senator Slom rose in opposition to the measure and said:

"Mr. President, a 'no' vote for me. It creates another special fund.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 132 was adopted and S.B. No. 1030, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

At 5:36 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:38 o'clock p.m.

The President made the following announcement:

"Members, the remaining business on the Order of the Day will be deferred until Thursday, May 3, 2001."

Conf. Com. Rep. No. 134 (S.B. No. 530, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 134 and S.B. No. 530, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL ADMINISTRATORS," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 138 (S.B. No. 704, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 138 and S.B. No. 704, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME VICTIM COMPENSATION," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 140 (S.B. No. 1058, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 140 and S.B. No. 1058, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 141 (S.B. No. 992, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 141 and S.B. No. 992, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 146 (S.B. No. 1382, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 146 and S.B. No. 1382, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 147 (S.B. No. 1115, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 147 and S.B. No. 1115, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 150 (S.B. No. 838, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 150 and S.B. No. 838, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 152 (H.B. No. 1000, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 152 and H.B. No. 1000, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 153 (H.B. No. 1100, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 153 and H.B. No. 1100, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 154 (H.B. No. 1400, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 154 and H.B. No. 1400, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 158 (H.B. No. 1561, H.D. 2, S.D. 1, C.D. 1);

By unanimous consent, action on Conf. Com. Rep. No. 158 and H.B. No. 1561, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 161 (H.B. No. 432, H.D. 2, S.D. 2, C.D. 1);

By unanimous consent, action on Conf. Com. Rep. No. 161 and H.B. No. 432, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MILLENNIUM WORKFORCE DEVELOPMENT PROGRAM," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 162 (H.B. No. 1662, H.D. 1, S.D. 2, C.D. 1);

By unanimous consent, action on Conf. Com. Rep. No. 162 and H.B. No. 1662, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," was deferred until Thursday, May 3, 2001.

Conf. Com. Rep. No. 173 (S.B. No. 1028, S.D. 2, H.D. 2, C.D. 1);

By unanimous consent, action on Conf. Com. Rep. No. 173 and S.B. No. 1028, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT DISTRICTS," was deferred until Thursday, May 3, 2001.

S.B. No. 716, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 716, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," was deferred until Thursday, May 3, 2001.

S.B. No. 1473, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 1473, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING," was deferred until Thursday, May 3, 2001.

THIRD READING

MATTERS DEFERRED FROM WEDNESDAY, APRIL 25, 2001

Stand. Com. Rep. No. 1736 (H.B. No. 647, H.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 1736 and H.B. No. 647, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD," was deferred until Thursday, May 3, 2001.

Stand. Com. Rep. No. 1739 (H.B. No. 708):

By unanimous consent, action on Stand. Com. Rep. No. 1739 and H.B. No. 708, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Thursday, May 3, 2001.

ADVISE AND CONSENT

MATTER DEFERRED FROM EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 1810 (Gov. Msg. No. 178):

By unanimous consent, action on Stand. Com. Rep. No. 1810 and Gov. Msg. No. 178 was deferred until Thursday, May 3, 2001.

FINAL READING

MATTER DEFERRED FROM EARLIER ON THE CALENDAR

Conf. Com. Rep. No. 99 (H.B. No. 1667, H.D. 2, S.D. 1, C.D. 1);

By unanimous consent, action on Conf. Com. Rep. No. 99 and H.B. No. 1667, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS," was deferred until Thursday, May 3, 2001.

At 5:39 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:42 o'clock p.m.

ADJOURNMENT

At 5:43 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 10:00 o'clock a.m., Thursday, May 3, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

SIXTIETH DAY

Thursday, May 3, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 10:20 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Ron Arnold, Kaimuki Christian Church, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fifty-Ninth Day.

At this time, the following introductions were made to the members of the Senate:

Senator Kawamoto introduced Nancy Miyashiro as follows:

"Mr. President and colleagues, I'd like to first recognize and congratulate Nancy Miyashiro on her retirement. Nancy is in the gallery watching her last Session. Nancy, please rise. (Mrs. Miyashiro rose to be recognized.)

"Nancy is from Waipahu, God's country, and is retiring after working over 30 years in the State Legislature. She has worked in the Senate accounting office since 1990. Thank you for being so pleasant, efficient, and always delivering our checks promptly, with a smile. That's why she got a big hand, because she handles our money. Nancy, thank you very much. Aloha, mahalo, and happy retirement."

Senator Hemmings then rose and said:

"Mr. President, may I be permitted to add accolades to Nancy and her retirement.

"Nancy, on behalf of the Senate Minority, we're very pleased with your tenure and we're going to sorely miss you and we really feel that you don't have a partisan bone in your body. Our checks arrived just as quickly as everybody else's, and for that, we're immensely grateful, although it seems that the Senator's checks are oftentimes smaller than most others are.

"I would also like to enter into the record the fact that, of the three branches of government, Nancy, I believe that this is the most efficient branch. People here come to work because they like to come to work, and they get the job done no matter how long or how hard the work is. I think when you cost out the effectiveness of the three branches of government, the Legislature is by far and away the most cost effective, and it's people like you that make it so, Nancy.

"Thank you so much for all you've done for us. Aloha."

Senator Ige then made the following introduction and said:

"Mr. President, if I might be permitted an introduction also.

"I just wanted to introduce Marilyn J. Chinen. Marilyn first joined the staff of Representative Joe Kuroda in the Regular Session of 1971 and little did she know that temporary job would last, or how much a part of her life the Legislature would become.

"Marilyn has gone on to serve in 31 Sessions, and she is about to retire. Marilyn was also very, very active in her community, serving as President of the Pearl City Community Association.

"I just wanted to extend my heartfelt aloha to Marilyn Chinen on her retirement. Marilyn could you rise to be recognized. (Mrs. Chinen rose to be recognized.)

"I would just like to add, for any of you Senators who ever happened to stop by the Majority Office on deadline night, in the chaos of all the staff members working, Marilyn could always be counted on to be calm and in control of everything that was happening. So I just wanted to thank her again."

Senator Kawamoto then congratulated the 2001 University of Hawaii Warriors Men's Volleyball Team on their outstanding season and introduced the following individuals: Head Coach Mike Wilton, Assistant Coach Tino Reyes, Assistant Coach Aaron Wilton, Team Captain Torry Tukuafu, Brenton Davis, Dejan Miladinovic, Eyal Zimet, Vernon Podlewski, Kimo Tuyay, Costas Theocharidis, Geronimo Chala, Kyle Denitz, Rob Drew, Maulia LaBarre, Jake Muise, Scott Panaro, Daniel Rasay, Marvin Yamada, and trainers Marlo Torres and Renee Shigemaru.

At 10:34 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:58 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 326, informing the Senate that on May 2, 2001, he signed into law Senate Bill No. 483 as Act 79, entitled: "RELATING TO RESTRAINT OF TRADE," was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 674 to 678) were read by the Clerk and were placed on file:

Hse. Com. No. 674, informing the Senate that the following bills passed Final Reading in the House of Representatives on May 1, 2001:

H.B. No. 11, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 16, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 77, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 94, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 118, H.D. 3, S.D. 2, C.D. 1;
H.B. No. 123, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 135, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 152, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 160, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 161, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 168, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 173, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 175, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 186, S.D. 1, C.D. 1;
H.B. No. 200, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 201, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 204, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 210, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 236, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 271, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 284, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 407, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 429, S.D. 1, C.D. 1;
H.B. No. 432, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 462, H.D. 1, S.D. 2, C.D. 1;

H.B. No. 469, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 480, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 498, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 503, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 513, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 526, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 533, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 583, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 594, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 596, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 599, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 600, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 614, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 624, S.D. 1, C.D. 1;
 H.B. No. 632, H.D. 3, S.D. 2, C.D. 1;
 H.B. No. 638, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 644, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 645, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 646, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 653, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 702, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 731, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 786, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 840, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 860, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 861, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 862, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 868, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 896, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 945, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 946, S.D. 2, C.D. 1;
 H.B. No. 962, S.D. 1, C.D. 1;
 H.B. No. 986, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1000, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 1004, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1074, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 1089, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 1100, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1111, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 1115, S.D. 1, C.D. 1;
 H.B. No. 1211, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1216, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1233, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 1234, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 1243, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1255, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1287, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 1339, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1391, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 1400, S.D. 1, C.D. 1;
 H.B. No. 1556, S.D. 1, C.D. 1;
 H.B. No. 1561, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 1586, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 1662, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 1667, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 1668, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1685, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1686, H.D. 1, S.D. 1, C.D. 1;
 S.B. No. 18, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 41, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 48, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 105, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 118, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 119, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 123, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 178, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 204, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 221, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 224, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 469, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 493, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 498, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 530, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 549, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 589, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 606, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 638, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 643, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 654, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 683, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 684, H.D. 1, C.D. 1;
 S.B. No. 704, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 710, H.D. 1, C.D. 1;
 S.B. No. 755, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 838, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 865, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 900, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 927, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 932, S.D. 2, H.D. 4, C.D. 1;
 S.B. No. 950, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 981, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 986, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 992, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1011, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1028, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1030, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1034, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1035, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1036, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1044, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1046, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1058, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1060, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 1061, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1066, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1068, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 1071, H.D. 1, C.D. 1;
 S.B. No. 1079, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1081, H.D. 1, C.D. 1;
 S.B. No. 1096, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1102, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1110, S.D. 2, H.D. 3, C.D. 1;
 S.B. No. 1113, H.D. 1, C.D. 1;
 S.B. No. 1115, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1119, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1123, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1144, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1162, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1178, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1193, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1199, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1209, H.D. 1, C.D. 1;
 S.B. No. 1211, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1212, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 1213, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1214, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1236, H.D. 2, C.D. 1;
 S.B. No. 1276, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1349, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1362, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1365, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1379, H.D. 1, C.D. 1;
 S.B. No. 1382, H.D. 1, C.D. 1;
 S.B. No. 1385, H.D. 1, C.D. 1;
 S.B. No. 1390, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1405, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1414, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1435, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1455, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1460, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 1512, H.D. 1, C.D. 1;
 S.B. No. 1535, S.D. 2, H.D. 1, C.D. 1;

S.B. No. 1550, S.D. 2, H.D. 1, C.D. 1;
S.B. No. 1561, S.D. 1, H.D. 2, C.D. 1; and
S.B. No. 1577, S.D. 2, H.D. 2, C.D. 1.

Hse. Com. No. 675, informing the Senate that the following concurrent resolutions were finally adopted in the House of Representatives on May 1, 2001:

H.C.R. No. 161, S.D. 1;
H.C.R. No. 129, H.D. 1, S.D. 1, C.D. 1;
S.C.R. No. 156, S.D. 1, H.D. 1, C.D. 1; and
S.C.R. No. 23, S.D. 2, H.D. 1, C.D. 1.

Hse. Com. No. 676, informing the Senate that the House reconsidered its actions taken in disagreeing to the amendments made by the Senate to the following House bills and the amendments proposed by the Senate were agreed to by the House and said bills passed Final Reading in the House of Representatives on May 1, 2001:

H.B. No. 159, H.D. 1, S.D. 1;
H.B. No. 369, H.D. 2, S.D. 1;
H.B. No. 539, H.D. 1, S.D. 1;
H.B. No. 1273, H.D. 2, S.D. 1;
H.B. No. 1309, S.D. 2; and
H.B. No. 1405, H.D. 1, S.D. 1.

Hse. Com. No. 677, returning S.B. No. 1048, S.D. 1, which passed Third Reading in the House of Representatives on May 1, 2001.

Hse. Com. No. 678, returning S.B. No. 1126, S.D. 1, which passed Third Reading in the House of Representatives on May 1, 2001.

ORDER OF THE DAY

ADVISE AND CONSENT

MATTER DEFERRED FROM TUESDAY, MAY 1, 2001

Stand. Com. Rep. No. 1810 (Gov. Msg. No. 178):

Senator English moved that Stand. Com. Rep. No. 1810 be received and placed on file, seconded by Senator Hemmings and carried.

Senator Chumbley then moved that the Senate advise and consent to the nomination of DAVID M. LOUIE to the Board of Directors, Aloha Tower Development Corporation, term to expire June 30, 2005, seconded by Senator English.

Senator Tam rose to speak against the nominee and said:

"Mr. President, I rise to not confirm the nominee.

"Mr. President and fellow colleagues, as a Chairman of the Committee on Economic Development and Technology, which according to the Rules of the Senate has jurisdiction of the program overseeing State parks and beaches, I rise in opposition to the confirmation of Mr. David M. Loui as the Director of the Aloha Tower Development Corporation during this Legislative Session.

"Your Committee, upon the two confirmation hearings of Mr. Loui, which he did not attend respectively, recommended that the Senate not advise and consent to the nomination of Mr. Loui for a second term as Director.

"The recommendation of negative confirmation for Mr. Loui is centered on his opposition to the required preservation of the historic State park called Irwin Memorial Park under the administrative care of the Aloha Tower Development Corporation, an agency of the State of Hawaii.

"The first specific reason for the Committee's recommendation for denial of confirmation for Mr. Loui is that, as a current board member of the Aloha Tower Development Corporation, Mr. Loui voted in the board meeting on November 20, 2000, to question the retention and preservation of the historic memorial park by petitioning the land court of the State of Hawaii to remove the restrictions that are present in the certificate of title number 6983.

"The correspondence that Mr. Loui sent us yesterday about Mrs. Helen Irwin Fagan waiving the provisions in the deed dated November 7, 1930, on January 31, 1952, is questionable as to the bona fide signature of Mrs. Fagan, as questioned by Mr. John Hoshibata of the law firm of Bronster Crabtree & Hoshibata in my conversation with him yesterday.

"He also sent me a copy of a handwritten letter from Mrs. Fagan to the former Governor John Burns that she made no comments to the existing street level parking now there. As I recall, Governor Burns, at that time in 1952, was not Governor.

"In fact, as the Chairman of the Board of the Aloha Tower Development Corporation, Mr. Loui stated, per the November 20, 2000, minutes, that Irwin Memorial Park is still a viable site for a parking structure to be built, instead of a historic park.

"Fellow Senators and general public, as background historic information, I wish to submit to you the following information about the historic Irwin Memorial Park:

1. Mrs. Helen Irwin Fagan deeded the historic Irwin Memorial Park to the Territory of Hawaii based on restrictive deeds of 1930 and 1939 to reserve the land for park use.
2. There was acceptance of the Irwin Memorial Park land for park usage by Governor's Executive Order No. 472 in March of 1931.
3. Section 206J-6(c), Hawaii Revised Statutes, reserves the preservation of the historic Irwin Memorial Park.
4. The historic Irwin Memorial Park was officially registered in the Hawaii State Register of Historic Places in December of 1999.
5. The Irwin Memorial Park is subject the National Historic Preservation Laws and Guidelines, including the National Historic Preservation Act of 1966.

"The second reason in opposition to the nominee is that on Monday, April 23, before the confirmation, Mr. Loui came to my office and we talked story and he stated to me that he would compromise – compromise on retaining half of the existing Irwin Memorial Park and using the other half of the park for a parking structure. I asked him what his future plans were for the park and he stated outright that, 'I did not state in terms of what my preference was at that time.' By stating his comments or his desire, he would destroy the historic State owned Irwin Memorial Park.

"Also, Mr. Loui stated that he represents Hawaiian Electric Company and would object to removing the nearby power plant close to Aloha Tower Marketplace in place of building a parking structure. Former Governor John Waihee wanted to

remove the power plant and build a parking structure. In fact, in the previous minutes of the authority meetings, he stated that he opposes building any parking structure at the power plant.

"Thirdly, Mr. Loui is defying the adoption of H.B. No. 1028 from the Legislative Session of 1999 which protects and preserves the historic Irwin Memorial Park. Governor Cayetano signed H.B. No. 1028 into law.

"Fourthly, Mr. President and fellow Senators, this Legislative Session we adopted S.R. No. 41, S.D. 1, requesting the development of a comprehensive massive plan for state parks, whereby stating very strongly that we want to preserve the historic State owned Irwin Memorial Park.

"My recommendation to you, my fellow colleagues, is to not confirm David Loui due to the above stated deficiencies in order to protect the preservation of State parks and our precious environment.

"Thank you."

Senator Chun rose to speak in favor of the nominee and said:

"Mr. President, I stand in favor of the nominee.

"Mr. President, in all due respect to the Honorable Chair of the Committee which the nomination was referred to, I understand his concerns. Those have been his concerns for a very long time. He's been extremely consistent in keeping Irwin Park as a park and not turning it into a parking lot. That is very admirable and that has been his position all along.

"However, we must go beyond that position and re-look at the qualifications of Mr. Loui and the positions he has taken. I have been afforded a copy of the November 20 ATDC board meeting in which Mr. Loui supposedly took some actions to force the Attorney General to petition to remove the restrictions that are contained in the deed.

"In reviewing the board's minutes though, Mr. President, Mr. Loui first of all did not make the motion, he did not second the motion, and the motion passed the entire board with only one person voting against it. In fact the board minutes also specifically stated that Mr. Loui, in response to a question by Mr. Hoshibata, specifically stated that the board does not have any firm plans for the development of a parking lot on Irwin Park and that there is no time frame for such.

"So I don't feel, after reading the formal minutes, that Mr. Loui has taken a position that definitely includes a parking lot on Irwin Park. I also don't feel that Mr. Loui has acted improperly in these matters. In fact, if there is a question of whether or not a deed restriction contained in the deed requiring that property be kept as a park in perpetuity, the proper way to question that is the actions that were taken by the board and that is to petition the land court for instructions whether or not the restriction is there or not. I do not fault the board, nor do I fault Mr. Loui for taking such a proper action.

"On that basis, Mr. President, I don't feel that I have any legitimate basis to vote against Mr. Loui. On top of that, I happen to know Mr. Loui in my other profession as an attorney. I've been on a case with him personally, and I have always known Mr. Loui to be a person who is upright, honest, and will follow the law diligently. I believe that he can and he will do the same if serving on the board of the ATDC.

"Finally, Mr. President, there was one comment made about Mr. Loui's representation of Hawaiian Electric. I don't know whether or not he represents Hawaiian Electric or not, but I do

know, Mr. President, that if any potential, even potential conflict arises between his representation of Hawaiian Electric and his duties as president or as a member of the ATDC board, Mr. Loui will do the right thing and he will not participate in those actions.

"So Mr. President, it is with a sad heart that I will have to vote against the Chair on this even though I do respect his position that Irwin Park is an important piece of property that we should seriously consider before we take any action of putting a parking lot on that. I don't fault Mr. Loui for any kind of action that the board took in regards to that park.

"So Mr. President, I stand in support of the nomination."

Senator Slom rose to speak against the nominee and said:

"Mr. President, I rise in opposition to the nomination.

"It's very unusual when a Committee sends down a notice of a negative comment to advise and consent. In fact, every year we go through hundreds of nominees, and as you know, all but a few go through and usually those that don't go through have been withdrawn by the Governor or for personal reasons.

"I was present at both confirmation hearings. I listened to material that was brought forth and certainly there has been, since that time, conflicting testimony as to what has taken place or what the various positions are. Let me make it clear that my actions have nothing to do with either support or non-support of the Chair itself or in opposition to Mr. Loui personally. I'm sure that the good Senator from Kauai is quite right, that there's no question of integrity or his abilities in other fields.

"However, as members of this Committee, we were charged with looking at the specific responsibilities of Directors of the Aloha Tower Development Corporation. Just as we were responsible for looking at the people involved with the Hawaii Tourism Authority, for example. I think for the first time this year that Senators were looking at the actions as it related to the responsibilities and duties to that position more directly and more specifically. It certainly is true that over the last several years we have debated the fate of Irwin Park and were it not for a number of individual citizens, relatives of the estate, and environmentalists, I have no doubt in my mind that we would see a parking lot, a multi-level parking lot right now, because that has been the intent all along.

"As the good Senator from Nuuanu had said, this Legislature had gone on record in preserving Irwin Park as a park, had gone on record again in terms of making it a historic location, and with this year's resolution, further reinforce that, in looking at the park's redevelopment and plans statewide.

"In addition to that, I'm very concerned about what we do to people's estates, their wills, and their very clear objectives, particularly when they are donating property or possessions to the state or county governments. There can be no question as to why that land was given. It was given for the people of Honolulu, the people of Hawaii, as a park, an open park.

"That brings us back to the Aloha Tower Development. I am very pro business, I am very pro development, but I'm also very pro in terms of listening to the wishes of people that are directly involved. And part of the problem has been that that project from the very outset, from the State's involvement, was a project that was doomed to very difficult times because there was a lack of parking. And the State made representations to a number of individuals, investors, and business people, business owners, and business merchants that the State would provide the adequate and necessary parking for that development aside

from and separate from Irwin Park. And when the State did not do that, and when problems continued with that development, as they will in any area where there's not adequate parking, then the position changed and shifted and it became an idea of let's take the park and let's have a little bit of parking or semi-covered parking or other parking. In other words, to thwart the wishes of the estate and the decedents of the estate.

"So, really it goes back to a problem that has been discussed in this Legislature, a problem that goes far beyond this individual. However, when you serve on a board or a commission, you have responsibility and accountability. When you are, particularly, the chairman, you help determine where the policies are going to be. And as I say, there is a clear and honest difference as to where some of those policies are right now. But in that November meeting of last year, the chairman did not make it specifically clear that his or the board's position was to honor the sanctity of that estate, the will, and to keep that parcel as a park.

"And so, because Mr. Loui did not attend personally and did not give answers to these questions, I am left with the difficulty in trying to support a nominee that, as I say, has not taken a very clear and decisive position from an environmental standpoint, from a contractual standpoint, and from a standpoint of the will. So I will be voting 'no.'

"Thank you."

Senator Chumbley rose to speak in support of the nominee and said:

"Mr. President, I rise to speak in support of the nomination.

"Mr. President and colleagues, I also respect the work that the good Senator from that area has done to preserve the Aloha Tower Marketplace area, and I commend him and encourage him to continue that effort.

"I am willing to support this nominee because I believe that there is a process in place. The board, which has the governance over that area, cannot act as individuals and unilaterally by themselves. I trust that process, and I believe that process is one that we should all respect also.

"In addition, Mr. President, I have some lengthy comments both in opposition from individuals to this nominee and some rebuttals in support of the nominee, and I'd also like to have those submitted into the Journal for the record.

"Thank you."

The Chair having so ordered, Senator Chumbley's documents are identified as ATTACHMENT "A" to the Journal of this day.

Senator Kim rose in opposition to the nominee and said:

"Mr. President, I rise to speak in opposition as well.

"This is not in opposition to Mr. Loui himself. I think it's in opposition to the so-called process that was just mentioned.

"We seem to have a process of confirming individuals, and I am surprised that we don't insist that they appear before us. I have made this comment to you that I believe that all nominees should come before us if they want to serve. We've been lax, and certainly, people from the outer islands have had difficulty, and I've been lenient as well. But when you have a nominee that is of question and of controversy, then they need to come

before us. We need to be able to ask these people questions and shouldn't just be rubber-stamped and allowed to proceed.

"As a newcomer, I have never met Mr. Loui. He has never contacted me. I've never had the opportunity to talk to him. And so for those reasons, I will be supporting the Chair and opposing the nomination.

"Thank you."

At 11:18 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:22 o'clock a.m.

Senator Menor then requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Slom rose and said:

"Mr. President, a Roll Call vote, please."

The motion was put by the Chair and, Roll Call vote having been requested, carried on the following showing of Ayes and Noes:

Ayes, 16. Noes, 9 (Bunda, Hemmings, Hogue, Ihara, Kanno, Kawamoto, Kim, Slom, Tam).

At this time, Senator Tam rose and said:

"Mr. President, I have a few remarks.

"This has been a very trying morning, if I may, and I want to say this . . . I don't blame anybody. I just had to express myself in terms of the desires for the State of Hawaii. To restate what I said earlier, it's for our State parks' protection and also the environment. I hold no bounds against anybody for their vote and I will continue to work with my colleagues in the best interest of our State.

"Thank you."

FINAL READING

MATTERS DEFERRED FROM TUESDAY, MAY 1, 2001

Conf. Com. Rep. No. 99 (H.B. No. 1667, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Ige and carried, Conf. Com. Rep. No. 99 was adopted and H.B. No. 1667, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 134 (S.B. No. 530, S.D. 2, H.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 134 be adopted and S.B. No. 530, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nakata.

Senator Hogue rose in support of the measure with reservations and said:

"Mr. President, I rise in support of this measure with reservations.

"I want to point out that on page 1 of this bill, which I think is very well-intended, it says we will 'keep exemplary principals and vice-principals at the school level, and encourage exemplary principals and vice-principals to accept long-term assignments to hard-to-staff schools, special needs schools, and schools with high teacher turnover.' But if you turn to page 4, it says that 'principals shall meet the department's certification requirements and shall have not less than 5 years of appropriate school-level experience of which at least 3 have been as a teacher, while vice-principals shall meet the department's certification requirement and shall have appropriate school-level experience as determined by the department.' In other words, they don't have to be a teacher.

"In other words, vice-principals will be encouraged to be 'exemplary,' but the catch-22 is they will not be allowed to be principals unless they've spent 3 years in the classroom. So for that, I'll vote with reservations.

"Thank you."

Senators Slom, Hemmings, Ige, Fukunaga, Chumbley and Ihara then requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Sakamoto rose to speak in support of the measure and said:

"Mr. President, with all the reservations, I guess I should say something in support.

"We've addressed this in a similar measure before. Let me reiterate that principals are the curriculum leaders or should be. Unfortunately, due to all of these other issues before them, before the principals and vice-principals, many are hampered with non-curriculum type issues. I believe that due to the current shortage and future shortage of qualified school administrators, we need to adjust the requirements to allow people who are experts in some of the paper shuffling, that the principals and vice-principals don't feel is their job, to do things like facilities management, to do things like procurement, do many of the things that all businesses do, that the military does, and many other institutions do. If these burdens can be lifted from our current curriculum leaders, they can focus on their primary job and let other people do these other tasks.

"Mr. President, this is an aim to support the principals and support them as curriculum leaders and allow some of those tasks to be done by others."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 134 was adopted and S.B. No. 530, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL ADMINISTRATORS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 138 (S.B. No. 704, S.D. 1, H.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 138 be adopted and S.B. No. 704, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"While I certainly support the process of compensation for crime victims, this bill actually is a bureaucratic bill to establish executive director and staff for the Crime Victims Compensation Commission.

"If my memory serves me correctly, in 1999 there was passage of legislation which allowed fees and so forth to guarantee that this would be a self-sufficient process. However, in this bill now, S.B. No. 704, C.D. 1, we are now making an appropriation out of the general funds of \$450,000 for this fund that was supposed to be self-financing. Also in the conference draft, we're deleting the repeal date of Section 4 of Act 278 of 1999, which we're also repealing the temporary requirement that not more than 30 percent of funds deposited into the fund be used for operating expenses and salaries.

"So the question remains, How much is going to go to crime victims and how much is going to go to new bureaucrats in salaries? I think it's a question that we should have spent more time on. I don't like the way the bill has been handled, and I'll vote 'no' on it.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 138 was adopted and S.B. No. 704, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME VICTIM COMPENSATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Conf. Com. Rep. No. 140 (S.B. No. 1058, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, Conf. Com. Rep. No. 140 and S.B. No. 1058, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," were recommitted to the Committee on Conference.

Conf. Com. Rep. No. 141 (S.B. No. 992, S.D. 2, H.D. 2, C.D. 1):

Senator Matsuura moved that Conf. Com. Rep. No. 141 be adopted and S.B. No. 992, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kanno.

Senator Slom rose in opposition to the measure and said:

"Mr. President, I rise to speak in opposition to the bill.

"Again, this bill creates two special funds. Since I'm in opposition to all special funds, I'm voting 'no.'

"Thank you."

Senator Hogue then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 141 was adopted and S.B. No. 992, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 146 (S.B. No. 1382, H.D. 1, C.D. 1):

Senator Nakata moved that Conf. Com. Rep. No. 146 be adopted and S.B. No. 1382, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in support of the measure with reservations and said:

"Mr. President, I rise to speak in support of the bill with reservations.

"What this bill seeks to do is to provide salary adjustments, which of course we know means salary increases and greater costs to the taxpayers, for the Office of the Auditor, Ethics Commission, Office of the Legislative Reference Bureau, and Office of the Ombudsman.

"What stands out from this bill is that the Ethics Commission really is not a part of all of the legislative staff agencies and yet the Ethics Commission Executive Director who tried to get a salary increase last year and was denied, is now being lumped together in this bill.

"I'm forced to support it because the other agencies, particularly the Legislative Reference Bureau, which was recognized last year as the top reference bureau in the United States, has done a great job. I don't think, however, that either the Executive Director of the Ethics Commission deserves a salary increase, or that this is the purview of the State Legislature. We probably should have a separate salary commission.

"With those reservations, I'll vote for the bill. Thank you."

Senator Hogue requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 146 was adopted and S.B. No. 1382, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 147 (S.B. No. 1115, S.D. 1, H.D. 1, C.D. 1):

Senator Nakata moved that Conf. Com. Rep. No. 147 be adopted and S.B. No. 1115, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill also.

"It appropriates \$600,000 from the Human Resources Development Special Fund and creates yet another special fund.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 147 was adopted and S.B. No. 1115, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 150 (S.B. No. 838, S.D. 2, H.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 150 be adopted and S.B. No. 838, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Hogue rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"While I am not totally against the idea of setting aside some monies to protect our homes from potential hurricanes, I still am in total opposition to this hurricane fund being set up to what is now approximately \$200 million dollars and not some relief given to the people who have paid in to this particular fund.

"For that reason, I will vote 'no.' Thank you."

Senator Slom rose to speak against the measure and said:

"Mr. President, I also vote 'no' on this bill not only for what the good Senator from Kaneohe has said – we really owe the taxpayers and specifically the premium holders a refund and reimbursement for money that they had spent – but in addition, as we have seen and has been well documented, the fund is still collecting monies even though no new policies have been issued since November of last year.

"During the period of November 2000 to July 2001, the fund will have accumulated an additional \$2 million dollars. This is absurd, this is outrageous, we should not allow this to continue, and again, the taxpayers are being denied money that they have paid into a fund, not into an insurance program.

"Thank you."

Senator Hemmings rose to speak against the measure and said:

"Mr. President, I rise to speak against this legislation.

"We might remember why this hurricane relief fund was instituted in the first place, and part of the reason was because the state agency in charge of regulating insurance companies failed to do an adequate job of insuring the interest of the policyholders. One particular company doing business on Kauai went bankrupt and left all the insured holding the bag. Therefore, this hurricane relief fund came about because of the failures of the State.

"To continue to have this fund does not make sense, therefore I urge my colleagues to join us in doing the responsible thing in giving the money back to the people who paid it."

Senator Kim then requested her vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 150 was adopted and S.B. No. 838, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Sлом).

At 11:35 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:44 o'clock a.m.

Conf. Com. Rep. No. 152 (H.B. No. 1000, H.D. 1, S.D. 2, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 152 be adopted and H.B. No. 1000, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kanno.

Senator Sлом rose to speak in support of the measure with reservations and stated:

"Mr. President, I rise in support of the bill with reservations.

"I think there are many good things in this judiciary budget. There are a number of good programs that have taken off and that are going to be expanded and several new other programs.

"I'm very concerned, however, about the judiciary's construction binge that they're going on and development of new facilities and the expenditures thereon, and particularly certain projects like Kaikoo Mall on the Big Island where small businesses are being displaced. There was a great concern in the community, but there was not, I feel, adequate debate and public input in terms of location.

"We've also heard in Ways and Means, when the judiciary came there, that they have a tendency of getting very high priced buildings and facilities when everybody else is being told to cut back. So these are my reservations. As I say, the programs themselves, I think, are doing quite well and need to be supported.

"Thank you."

Senators Hemmings and Hogue then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 152 was adopted and H.B. No. 1000, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

Conf. Com. Rep. No. 153 (H.B. No. 1100, H.D. 1, S.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 153 be adopted and H.B. No. 1100, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak in favor of the measure with reservations and said:

"Mr. President, I rise to speak in favor of this bill with reservations.

"There is a big cry from the more extreme elements in the Hawaiian community for total autonomy from the State of Hawaii. It should be noted the State of Hawaii is continuing to underwrite the budget of OHA in spite of the fact of them having somewhere between \$393 million and \$300 million.

"We in the Hawaiian Affairs Committee could never get a clear handle on exactly what their assets are, or more importantly, how much of that huge vested interest they have in cash and investments is being used to benefit the Hawaiians. It has not been clearly delineated.

"Second to that, there was an audit of OHA showing that there are many shortcomings in the management of their resources. Therefore, I think it's incumbent upon this body to proceed very judiciously in handing out the taxpayer's money to the Office of Hawaiian Affairs.

"Thank you, Mr. President."

Senators Hogue and Sлом requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 153 was adopted and H.B. No. 1100, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 154 (H.B. No. 1400, S.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 154 be adopted and H.B. No. 1400, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Buen.

Senator Sлом rose to speak in favor of the measure with reservations as follows:

"Mr. President, I rise to speak in favor of the bill with strong reservations.

"This bill will authorize state bonds, general obligation bonds, in the amount of \$697,458,000. Debt service is becoming an increasingly large and important part of our budget. It is handcuffing us in terms of other things that we want to do, and I notice that the debt limit for the year 2001 was \$598,604,967.

"So we continue to raise the amount, this time by nearly \$100 million. And let's not fool ourselves – when we're talking about bonds, they may be out of sight but they're not out of mind, because eventually we have to pay them and it can come from increased taxes.

"Also, we are the sixth highest debtor state in terms of per capita outstanding state and county debt as reported by the tax foundation.

"Thank you."

Senators Hogue and Hemmings then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 154 was adopted and H.B. No. 1400, S.D. 1, C.D. 1,

entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 158 (H.B. No. 1561, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Nakata and carried, Conf. Com. Rep. No. 158 was adopted and H.B. No. 1561, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 161 (H.B. No. 432, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Nakata, seconded by Senator Tam and carried, Conf. Com. Rep. No. 161 was adopted and H.B. No. 432, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MILLENNIUM WORKFORCE DEVELOPMENT PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

Conf. Com. Rep. No. 162 (H.B. No. 1662, H.D. 1, S.D. 2, C.D. 1):

Senator Tam moved that Conf. Com. Rep. No. 162 be adopted and H.B. No. 1662, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Tam rose to speak in favor of the measure and said:

"Mr. President and fellow colleagues, I wish to speak in favor of this bill.

"I want to first of all thank all of you for supporting technology, not just high technology, but technology in general, because how do we define high technology? It's very questionable.

"This bill is in reference to the High Technology Development Corporation, an agency of the State of Hawaii. Though the amount may sound small, \$150,000, it goes a long way. With this amount, we got commitments from the private sector to add in for marketing of the technology industry here in Hawaii.

"This bill represents part of the package for technology legislation this year. The other is what we passed two days ago – that is tax incentives for the technology industry.

"Thank you."

Senator Slom rose to support the measure with reservations and said:

"Mr. President, I rise in support of the measure with reservations.

"The bill has come a long way and I think it's a better bill thanks to the House and Senate conferees, and I can support it, but I still have reservations. One of them is that the High

Technology Development Corporation is allowed to enter into special facility leases and issue SPRBs. It does now require, however, that the Legislature give approval.

"So my message to my colleagues is that we will have to be vigilant in the future in terms of looking at these individual projects.

"In addition to that, the \$150,000 appropriation for marketing, I thought that's already what the State Department of Planning and Economic Development and Tourism is supposed to be doing – marketing all aspects of business and all aspects of technology.

"So I think at a very near juncture, either in Special Session this year or in next year's Session, we should be looking very closely at how those funds are actually being utilized for marketing purposes.

"Thank you."

Senators Hemmings and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 162 was adopted and H.B. No. 1662, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 173 (S.B. No. 1028, S.D. 2, H.D. 2, C.D. 1):

Senator Tam moved that Conf. Com. Rep. No. 173 be adopted and S.B. No. 1028, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Inouye.

Senator Tam rose to speak in favor of the measure and said:

"Mr. President, I stand to speak in favor of this bill.

"This bill is a very favorable bill. It takes hold of the Barber's Point Community, which has been given over to the State of Hawaii from the federal government.

"Now that the Barber's Point Commission is coming to an end, by June 30th of this year it will be integrated with the Hawaii Community Development Authority.

"I'm not all in favor of the Hawaii Community Development Authority. I think we gave too much power to them. We need to oversee them more carefully, because they're not having enough public hearings to address the needs of our community and State.

"But this bill goes one step further, to protect those in the community of Barber's Point. There is a mandate that the HCDA will have to do. That mandate is a good mandate. It states that HCDA, when they speak about the Barber's Point community, they will have to have community forums. That also means that if the community has their input or desires as to what they would like to see within their backyard, they have the right to do so. Right now, HCDA is not doing that, even within my community. Therefore, I strongly support this bill.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 173 was adopted and S.B. No. 1028, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT DISTRICTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 716, S.D. 2, H.D. 1:

Senator Hanabusa moved that S.B. No. 716, S.D. 2, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Matsuura.

Senator Slom rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this bill.

"While I generally support the purposes of projects for healthcare particularly, and using the special purpose revenue bond mechanism, this particular project has a checkered past and one in which I think that the Legislature has gone down the wrong path before, and I'm very concerned about it going down the same path again.

"Some of my colleagues may recall that originally this was a project by the Episcopal Housing or Community Living Corporation that resulted in the loss of funds to many investors, a fraud upon the Episcopal Church in this State. People did not get millions of dollars back that was invested. It created a number of problems all in the name of providing senior living.

"We can all support senior living, we can all support healthcare facilities, but I'm very concerned that the Legislature gets involved in these projects and does not know the full extent of what may in fact be their liability presently or in the future.

"I'm also very concerned because the amount of money has been increased to upwards of \$142 million. For these and other reasons, I'm going to vote 'no' on this project at this time.

"Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 716, S.D. 2, and S.B. No. 716, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Slom).

S.B. No. 1473, S.D. 2, H.D. 1:

Senator Inouye moved that S.B. No. 1473, S.D. 2, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kokubun.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, there's something not so smart about this particular bill. And that is, Mr. President . . ."

Senator Chumbley interjected:

"Mr. President, is the speaker for or against the measure?"

Senator Hemmings replied:

"I'm speaking against the legislation since it's not smart.

"This bill attempts to address the problem of growth here in the State of Hawaii where informed people get together and plan where and how we're going to grow. But it doesn't address the real problem, and that is the excessive explosion of population worldwide and the need for housing, the need for jobs, the need for more development to accommodate the people of this State.

"Unfortunately, because of the population explosion, really what we're doing with smart growth initiatives is moving the problem out of one NIMBY's yard into another NIMBY's yard and the NIMBY, of course, is the 'not in my back yard' mentality. No one is addressing the underlying problem of the need for continued growth.

"There is another pitfall to downsizing growth on this island, because everything is subject to the forces of the supply and demand market. When you restrict the number of homes on an island, in a state, in a place, you drive up the demand, and therefore you drive up the prices. I dare say one of the reasons why small lots of 4,000 square feet with a very small house in my district can range in price from \$500,000 to \$700,000 – the supply is just not there.

"Really, smart growth should be concerning itself with how to stabilize population growth, because otherwise, growth is absolutely necessary.

"Thank you, Mr. President."

Senator English rose in support of the measure with reservations and said:

"Mr. President, I rise to speak in support with reservations.

"Mr. President, this is one of those bills that sounds good and looks good, but when you start looking at it, there's some problems. The problem is that it really almost overrides some of the counties' authority with land use issues. It creates a special advisor for smart growth, special advisor to the Governor. What is our land board, Mr. President? What is the county land use mechanisms?

"On page 2, line 7, it says 'lack of coordination between state and county capital improvement programs.' I think it should be lack of coordination between state and counties.

"So, Mr. President, I think the idea is okay. I think that perhaps we should look at empowering the counties more, instead of creating a top-down management land use in Hawaii.

"So I'll support this, but with reservations, Mr. President. Thank you."

Senator Slom rose in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to the bill.

"I value the comments of my colleague from the beautiful island of Maui, but I don't think that this bill is okay. I think it is flawed from the beginning. If we look across the country at this so-called smart growth movement, we can see very specifically what's happened. If we look in Maryland, which has been used and cited here as a good reason for this, and we look in Portland, Oregon, and other places, we find that what's happened is that there has been a great deal of down-zoning,

which has raised the cost of residential properties and the cost to homeowners in terms of additional fees and taxes. It has also impacted businesses and has basically taken the place of the marketplace with governmental planners in terms of what should go where, who should do what, and how much they should be paid.

"The interesting thing that my colleague from Kailua/Waimanalo brought out is that we talk about it being smart growth but we're using some of the dumb principles and individuals that we've used for years, because the new position of special advisor for smart growth really is going to be the existing director of planning. And if we're saying that we've had a problem with planning all along, then why would we want that same person in that same office to be involved in this? We're now going to have an additional council that's going to help us with this, but that too is going to be made up of the same kinds of people that have made the planning policies that have created additional costs and density problems within our State.

"The point about the State usurping county, regional, and local zoning and other decisions I think is a considerable point and one in which we should be very concerned about. As we know, this State is the only state in a number of activities where it is the state and not the counties, not the cities that have responsibility. So if we really want to move away from that, then we should say so. If we keep talking about home rule and autonomy and decentralization, this is not the plan, this is not the bill to do this.

"In addition, smart growth policies have taken advantage of down-zoning property owners, whether they be commercial or residential, in terms of what they can do with their own property. Now the Supreme Court has held, particularly in the constitutional amendment, the Fifth Amendment, that you can't do that without providing payment. The only problem is that the court cases that have come up have already said that it is a question of how much the law says then. And in a case where you've only lost some of your property and some of your revenue and some of your choices, the courts have held that the government has a right to do this.

"The government may have a right to do it, but is it right? Is it morally right? Is it ethically right? And I would advocate that it is not.

"Finally, Mr. President, this bill has a blank amount for appropriations. We're given a new program, which we know is going to continue to grow and expand because that's what's happened in the so-called smart growth areas all across the country, and yet we don't know what the bill and the cost is going to be.

"For these and other reasons, I would urge my colleagues, if they really believe in zoning and planned development and the ability of people at the local level to do this, to vote 'no' on this bill.

"Thank you."

At 12:02 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:04 o'clock p.m.

Senator Kokubun rose to support the measure and said:

"Mr. President, I rise in support of this measure.

"Mr. President, I would urge my colleagues to support this measure. For one thing, this is an advisory committee. This is not going to be run by one individual, although at this point in time he will chair the advisory committee.

"The very good thing about this bill is that this advisory committee is created to have a forum for the county planning directors and the state planning efforts to be coordinated, and I think everyone would support that. It seems to me that at this point if you look at the planning efforts within our State, it's going at two different levels and there is hardly ever an opportunity for that to be integrated. A prime example of that is the capital improvement projects that are developed both at the county level and at the state level – there is no coordination. So I think this would provide that opportunity to do that.

"There is also a repeal date with respect to this measure. It's going to run for 12 years. So I don't think there's going to be any kind of need to be concerned about how this is going to hamper development. In fact I think it will actually help that scenario here.

"The other point I think I want to make is that this is normally in our planning efforts, and I speak from a county perspective. It's primarily reactionary, and that is where you get into the situation where people don't want it in their backyards and there's inadequate infrastructure to address that. I think what this will do is provide the opportunity to be proactive in our visioning for the State and have that kind of land use planning with a future growth in mind.

"With respect to the funding – yes this bill, as amended by the House, did have a blank in the appropriation. But my understanding in discussion with the Office of Planning is that they have adequate funding to begin to address this issue to administer this council and that there are also grants that they're looking at that they can leverage this money to gain more funding to run this program.

"So again, I think this is a very positive step for planning efforts in this State and I would urge my colleagues to vote in support.

"Thank you."

Senator Chun rose to support the measure and said:

"Mr. President, I rise in support of the measure.

"Mr. President, I understand the concerns of my colleagues regarding the growth of government and the need for another commission, another advisory committee. Mr. President, that's not the intent of this bill. This advisory committee is there to begin the process of finding out how we can incorporate smart growth principles within the way we do business today. There is nobody here right now in our state government doing that.

"We need to get on the bandwagon and find out how we're going to comprehensively develop our property and to preserve what is Hawaii both on the state level and the county level. If there's anything that I want to say in support of this bill, it's that I've been one of the very staunch advocates of home rule and a staunch advocate of making sure that the counties' development plans are not thwarted by the efforts of the State.

"This bill does that. If there's anything worthwhile of preserving in this bill, this bill begins the process of requiring everybody to sit down and require the state departments to work with their county counterparts to make sure that the State is not going in one direction with their infrastructure developments and the counties going in another. That is one of the hallmarks

of smart growth – that both state and county, in fact all government levels, work together to make sure that they are on the same page when it comes to what can be developed and what shouldn't be developed.

"Yes, this is not a perfect bill. This is the beginning, though, of having a bill before us to firmly and fully incorporate smart growth strategies within our state government. This is an advisory committee to look at how we do business here and what needs to be changed. I anticipate that when this committee finishes its work, we will have a formal recommendation as to what the Legislature can do to enact laws to make sure that this concept is incorporated in everything we do.

"Yes, there is a concern about money, but I have also talked with our Office of State Planning and they have indicated that they have funds and they will try to do the best they can, given that there are no additional funds being appropriated.

"I appreciate the concerns by the Minority Party. I think they are correct in some respect that this should not be – should not be – a sign that government will be growing by adding a new layer of bureaucracy. If that was what this bill is going to do, I would also vote against it. However, it is my intent in supporting this bill to start the process and, if it goes beyond what it's intended to do, yes, to come back and reel the advisory committee in.

"I have confidence that the people appointed to this advisory committee will do their job correctly, will look at the problems of coordination between state and county, and will make solid recommendations of how to correct that.

"Thank you, Mr. President."

Senator Hogue rose in support of the measure with reservations and said:

"Mr. President, I rise in support of this measure with reservations.

"I note the concerns about home rule and levels of bureaucracy, but one of the things that I used to say so much when I'd be driving in the car and listening to the things that are going on in our State is, Why doesn't anybody ever talk to the folks across the aisle? Why don't we ever talk to each other? Why doesn't the State know what the city and county is doing and vice versa?

"So this at least sets in motion some discussion, and maybe one hand will actually know what the other hand is doing. I think that smart growth, if it actually means smart growth, can lead us to the right conclusions in relations to planning, hopefully, also our highways and transportation system, our park system, and others as well.

"We just need to know what everybody's thinking and doing out there. So this at least starts that process. Thank you."

Senator Kim rose to speak in favor of the measure with reservations and stated:

"Mr. President, I rise to speak in favor with reservations.

"Mr. President, it boggles my mind as to why this can't be done without this legislation. If this concern is so prevalent, then why isn't the planning director getting together with the counties?

"We do talk about home rule, and coming from the counties, we've always said that the counties should be responsible for the growth and for land use policies.

"If I read this correctly, it says here that this advisory council will be 'assisting the governor, the legislature, and special advisor in monitoring progress in the achievement of the State's smart growth objectives' and 'advising the governor, the legislature, the special advisor, and state agencies on matters relating to smart growth.' What about the counties? There's nothing in there about the counties. The counties are the ones that are supposed to be doing most of the land use issues and the growth issues, and yet, for some reason, they're left out of that.

"So maybe we need to go back to the drawing boards to rethink what we're doing in this matter.

"Thank you."

Senator Chumbley rose to speak in support of the measure with reservations and said:

"Mr. President, I rise to speak in support of the measure with some reservations.

"Colleagues, maybe the first thing we should have done was try to localize this a little by calling it the 'akamai' growth as opposed to 'smart' growth. Maybe in Maryland they do it one way but I think we could do it a little bit better here.

"I do have concerns that this will add another of layer of review to the already extremely burdensome land use process, thus resulting in a potential increase to the cost of government.

"There have been comments about why we even need this measure and I think that those are accurate, because this is duplicative. The Governor can already designate the Director of the Office of State Planning as the akamai growth advisor. In fact, the goals that are listed in this bill are already contained in HRS 225 and 226.

"Smart growth, right now, can mean anything to everybody. It could mean anti-growth or it could mean pro-growth, depending on your own views. I think that as we move forward with this, we have to look at where the counties are and where we are with home rule. Because while this statewide akamai growth panel may recommend something for the state of Honolulu, I can assure you that on the neighbor islands, and I can speak specifically for Maui and Kauai, we may not want to do exactly what this organization is doing.

"Thank you."

Senator Sakamoto rose to support the measure with reservations and said:

"Mr. President, I also rise in support with reservations.

"I agree with the previous two speakers about why we need this. I do have concerns when I read the committee report on the people in favor – the Office of Planning, Hawaii's Thousand Friends, People for the Environment and Community Health. I'm concerned that people like the Hawaii Association of Realtors are in opposition. The Hawaii Leeward Planning Conference is in opposition. The Land Use Research Foundation of Hawaii is in opposition.

"I do have concerns if this is a mechanism to stop balanced growth, if this is a mechanism that will raise the cost of housing. I don't dispute the facts of many of the things they're

saying, and I think all parties would agree we need improvement. But I am concerned that this is going to be a Trojan horse, Mr. President.

"For those reasons, I have reservations."

Senator Slom rose again and said:

"Mr. President, a brief rebuttal.

"If you took all of the remarks that have just been made in the last 10 minutes and put them together in terms of reservations, you'd say, How could anybody vote for this bill? Because all of those reservations everybody agrees with are correct. Of course they're correct. We don't need the legislation except for one reason – one reason – if you look at where so-called smart growth has gone in the past . . . and by the way, you can use the term if it makes you feel good. In fact I have a pacifier for the junior Co-Majority Leader from Kauai which I'll give him later on so he will feel better.

"You can substitute the term social engineering because that's what it's all about. We're not talking about smart growth. In fact in most of these areas you're talking about limited, restricted, or prohibited growth. And instead of allowing people to make those decisions themselves, we're allowing the government planners to do that. Again, we are taking the same planners that have misplanned this State thus far and we're going to put them in those positions.

"So if you really say that you believe in local home rule, then get the State out of this process and put the responsibility and accountability on the counties where it belongs, so that people have direct input.

"We talk about getting on the bandwagon. It's really interesting. We don't get on the bandwagon for tax cuts. We don't get on the bandwagon for regulatory reform. We don't get on the bandwagon for economic growth. We just get on the bandwagon when it comes to adding more people on the government payroll. And when we say we have to have a bill to get people to talk, hey, these people and these positions already are getting paid to talk and to listen, and they haven't been doing it. So we're going to give them their salaries. We're going to anoint them and say we're going to include additional ways in which they can do it.

"If you have these serious reservations, then vote 'no' on this bill. Let's come back and let's look at the whole process honestly and objectively.

"Thank you."

Senator Tam rose to speak in favor of the measure with reservations and said:

"Mr. President, I speak in favor of this bill with reservations.

"Looking at this bill, Mr. President, the concept is good, but what worries me, like I've always said in the past, is the Governor appoints all the members. Is it true representation? Why not have each county respectively choose their own representatives?

"In the Chinese culture, historically, the parents choose the bride and the groom, matchmakers. Today, that no longer happens. Why? Because everybody wants to choose their own mate. So why can't we do it here? Basically have the counties choose their own.

"My recommendation to the counties is to be bold. Select your representation, tell the Governor that these are your selections, and force him to appoint these representatives on a technical basis. Otherwise, quite frankly, this bill will accomplish nothing.

"I'm waiting to see what it can accomplish on the positive side. But I'm most concerned about why we should have the Governor name the representatives for the counties. Will they really represent the counties or will they be the 'yes' people for the Governor?

"One other point, it's good to bring ideas together, but there's no map for the plan of action. Talk is cheap. Thank you."

Senator Kim rose and said:

"Mr. President, our good Senator from Hawaii Kai moved me. I'll be voting 'no' on this measure.

"Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1473, S.D. 2, and S.B. No. 1473, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Kim, Slom).

THIRD READING

MATTERS DEFERRED FROM TUESDAY, MAY 1, 2001

Stand. Com. Rep. No. 1736 (H.B. No. 647, H.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1736 be adopted and H.B. No. 647, H.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose in opposition to the measure and stated:

"Mr. President, again I rise to vote in opposition to a bill.

"I'm forced to vote 'no' on the bill. I have nothing against the Disability and Communications Access Board, the new name that we've chosen for this agency. I'm all for the things that they do, but I continue to be opposed to the creation of a special fund.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1736 was adopted and H.B. No. 647, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 1739 (H.B. No. 708):

Senator Taniguchi moved that Stand. Com. Rep. No. 1739 be adopted and H.B. No. 708, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak against the measure as follows:

“Mr. President, we’re coming to the end of the calendar and I regret this looks like the last special fund bill I can vote against.

“Unfortunately, H.B. No. 708 creates a special fund for revenue enhancement. It is the federal reimbursement maximization special fund . . . I vote ‘no.’”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1739 was adopted and H.B. No. 708, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

At 12:19 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:47 o’clock p.m.

MOTION TO OVERRIDE VETO

S.B. No. 207:

In accordance with Article III, Section 17, of the Hawaii State Constitution, Senator Hemmings moved that the Senate override the veto of S.B. No. 207, as contained in Gov. Msg. No. 301, seconded by Senator Hogue.

Senator Hemmings rose to speak in favor of the motion and said:

“Mr. President, I rise to speak in favor of the motion.”

Senator Chun interjected:

“Mr. President, point of order.

“I appreciate the motion being made, but in light of the fact that the House has already voted on and denied that motion, any action by the Senate on this is totally moot.

“It would not make any sense to continue this. On that basis, I would like to make a motion to table.”

Senator Chun then moved that the motion to override the veto of S.B. No. 207 be laid on the table, seconded by Senator English.

At 12:48 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:50 o’clock p.m.

At this time, Senator Chun withdrew his motion to lay the motion to override the veto of S.B. No. 207 on the table, and Senator English then withdrew his second.

Senator Hemmings rose in favor of the motion to override and said:

“Mr. President, I appreciate the opportunity to speak to this motion which I think is historic, number one; and number two, long overdue.

“I’m rising to ask the Senate body to override the veto of a fairly simple piece of legislation and certainly by no means a hallmark piece of legislation, but the timing and opportunity is perfect to do so.

“This legislation is designed basically to eliminate the requirement that the registered owner of a vehicle being shipped between islands obtain the written consent of the vehicles legal owner when the registered owner is not the legal owner, before shipping the vehicle.

“The Governor chose to veto this and of course he has his reasons, but nevertheless, both Chambers of the Legislature passed this bill unanimously.

“For well over 40 years, the State of Hawaii has had a monolithic government and, unfortunately, the Legislature has been lost in the process. The will of the people oftentimes has been overruled by the dictatorial power of one person, the Governor.

“It’s in the Constitution – the effectiveness of our government depends on the checks and balances between the three branches of government, and I don’t think we want to acquiesce our power and our constitutional responsibility.

“There’s another benefit to overriding the veto of this bill, and that is that this Legislature and your Committee Chairmen have worked tremendously hard on the legislation we’ve passed this Session.

“We in the Minority Party are not Chairs. We don’t have to put the time and the hours into crafting the legislation, hearing and scheduling all the different interest groups to participate in the process.

“To have all your work go upstairs and simply be vetoed with one stroke of the pen, when its overwhelmingly supported by the people you represent, is quite frankly undemocratic. I think our people and this Legislature deserves better.

“Now, I do have to address the issue of it being mute. Yes, on April 26 I sent you a letter requesting this matter be brought to the Floor, and Mr. President, you have been open enough and, I might add, bold enough to address these issues. It’s unprecedented. But as far as the issue being moot, it’s mute in the House. Obviously, the initiative is dead, but we’re not mute. Vote . . . send a message to the Governor that we worked hard on legislation, and in the future if he chooses to veto something that we send up there, we can easily reconvene and override his veto and do what we were sent here to do.

“I wasn’t elected to be a rubber stamp to the Governor of the State of Hawaii. We’re the only state in the nation that consistently lays down and plays dead at the Legislative level to the Executive branch of government. It’s time it changed.

“This has been a hallmark year in the history of the Legislature, and I am so proud, Mr. President, under your leadership and the leadership of your Committee Chairmen, that the process has become more open and that I’m afforded the opportunity in a democratic manner to discuss this issue. Therefore, I would want you to vote not for any party or political entity, but vote for the integrity of this organization – vote for the integrity of the people you represent, and help make the process more democratic.

“I request a Roll Call vote, Mr. President.”

Senator Chumbley rose to speak against the motion and said:

“Mr. President, I rise to speak against this motion.

“Mr. President, I want to say that the good Senator from Waimanalo raises some very valid points. However, when I

took the oath of office to become a Senator, I took that oath very seriously. And now to take this action to support the motion, I think, would politicize my constituent responsibility and my obligations to be serious about a veto.

"We all know that the House voted on this earlier and it failed. That obligation I have under the Constitution and that right that we all have under the Constitution is one that I take very seriously. And to now vote for this motion would be a hollow vote and I feel one that would be politicized.

"Therefore, I urge all of my colleagues to vote 'no.' Thank you."

The motion was put by the Chair and, Roll Call vote having been requested, the veto of S.B. No. 207, entitled: "A BILL FOR AN ACT RELATING TO INTERISLAND VEHICLE TRANSFERS," failed to be overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 4. Noes, 21 (Buen, Bunda, Chumbley, Chun, Chun Oakland, English, Fukunaga, Hanabusa, Ige, Ihara, Inouye, Kanno, Kawamoto, Kim, Kokubun, Matsunaga, Matsuura, Menor, Nakata, Sakamoto, Taniguchi).

Senator Hemmings rose on a point of personal privilege and remarked:

"Mr. President, I rise on a point of personal privilege.

"I'm very proud that in spite of the close vote on this issue, that I was able to unite the dissidents with your leadership. Thank you, Mr. President." (Laughter.)

Senator Tam rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege to explain my vote. I think there's a need for clarification.

"People are wondering why I voted yes. Although people have said that the House adjourned already, I say, well, we're separate bodies, respectively, the House and the Senate.

"I take the Constitution of the State of Hawaii very seriously, and that's why I think I had the right to vote my conscience on the merits of the bill – not in terms of whether we're going to override the Governor's veto message or not, but in terms of what is the right measure before us. I'm here to do a job. I can only speak for myself.

"Once again, I do not condemn anybody in terms of how they vote, but you must understand that I vote my conscience, and that's me.

"Thank you."

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 591, S.D. 2, H.D. 1:

Senator Menor moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 591, S.D. 2, seconded by Senator Matsuura and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 591, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Menor, Matsuura, Hogue). Noes, none. Excused, 1 (Taniguchi).

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 591, S.D. 2, seconded by Senator Matsuura.

Senator Menor noted:

"Mr. President, this bill would make some amendments to the law with respect to the occupational therapy practice law. Basically, the Senate version contains technical differences with the House version.

"DCCA expressed its support for the House version and recommended that we adopt the House amendments."

The motion was then put by the Chair and carried.

On motion by Senator Menor, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 591, S.D. 2, and S.B. No. 591, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPISTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 1:00 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:01 o'clock p.m.

S.B. No. 1013, S.D. 3, H.D. 1:

Senator Kawamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1013, S.D. 3, seconded by Senator Inouye and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1013, S.D. 3, on the following showing of Ayes and Noes:

Ayes, 3 (Kawamoto, Inouye, Taniguchi). Noes, none. Excused, 1 (Hemmings).

Senator Kawamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 1013, S.D. 3, seconded by Senator Inouye.

Senator Kawamoto noted:

"Mr. President, the purpose of the bill is to increase HCDA revenue bonds authorization.

"The House amended the bill to insert the dollar amount of \$150 million."

Senators Hemmings and Slom requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was then put by the Chair and carried.

Senator Kawamoto moved that S.B. No. 1013, S.D. 3, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Inouye.

Senator Slom rose to speak against the measure and said:

“Mr. President, I rise to speak against the bill.

“The problem that I have with his bill is a continuing problem I’ve had with the Hawaii Community Development Authority and also with the Kakaako projects.

“I noticed that the original amount that we were discussing for this infrastructure was \$35 million and the amount in the final version of the bill, the H.D. 1, is \$150 million.

“We talk about it just being basically for parking structures and infrastructure, but as we’ve seen, Kakaako is going to be used for all kinds of things including fish tanks and other facilities and everything else. I think that we have not taken a long and hard look. We have not had public input on both the use of funds and also the impact to our residents on this fund, so I’m going to be voting ‘no.’

“Thank you.”

Senator Hemmings then said:

“In spite of the previous speakers adroit move, I’m still with reservations, Mr. President.”

Senator Tam rose with reservations and said:

“Mr. President, I wish to register my vote of ‘yes, with reservations.’

“To explain why, basically it’s because at this time there is no massive plan for Kakaako at all. There are bits and pieces coming together in terms of creating the overall picture, but nothing concrete.

“Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1013, S.D. 3, and S.B. No. 1013, S.D. 3, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hogue, Slom).

At 1:04 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:05 o’clock p.m.

DISCHARGE OF CONFEREES

S.B. No. 1054, S.D. 2 (H.D. 1):

The President discharged the managers who were appointed on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 1054, S.D. 2.

S.C.R. No. 90, S.D. 1 (H.D. 1):

The President discharged the managers who were appointed on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.C.R. No. 90, S.D. 1.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1054, S.D. 2, H.D. 1:

Senator Kawamoto moved that the Senate reconsider its action taken on April 12, 2001, in disagreeing to the amendments proposed by the House to S.B. No. 1054, S.D. 2, seconded by Senator Taniguchi and carried.

Senator Kawamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 1054, S.D. 2, seconded by Senator Taniguchi.

Senator Kawamoto noted:

“Mr. President, on S.B. No. 1054 the House made technical, non-substantive amendments.”

The motion was then put by the Chair and carried.

On motion by Senator Kawamoto, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1054, S.D. 2, and S.B. No. 1054, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE MANAGEMENT OF FINANCING AGREEMENTS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.C.R. No. 90, S.D. 1, H.D. 1:

Senator Kawamoto moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 90, S.D. 1, seconded by Senator Taniguchi and carried.

Senator Kawamoto moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 90, S.D. 1, seconded by Senator Taniguchi.

Senator Kawamoto noted:

“Mr. President, on S.C.R. No. 90 the House included additional issues to explore the law enforcement and public safety efficiency task force.”

The motion was then put by the Chair and carried.

On motion by Senator Kawamoto, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 90, S.D. 1, and S.C.R. No. 90, S.D. 1, H.D. 1, entitled: “SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO IMPROVE THE EFFICIENCY OF LAW ENFORCEMENT AND PUBLIC SAFETY AGENCIES,” was Finally Adopted.

S.C.R. No. 45, H.D. 1:

Senator Buen moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 45, seconded by Senator Chun and carried.

Senator Buen moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 45, seconded by Senator Chun.

Senator Buen noted:

"Mr. President, the introduction of alien species to Hawaii, such as brown tree snakes, Caribbean tree frogs, biting sand flies, and fruit flies, and many, many others, is the single greatest threat to Hawaii's economy, environment, and lifestyle. They cause millions of dollars in crop losses and destroy native species and ecosystems.

"Through S.C.R. No. 45 and S.B. No. 622, we attempted to address what the alien species action plan identified as the single greatest obstacle to improving the effectiveness of alien pest programs – the lack of leadership and coordination among participating groups and agencies.

"S.B. No. 622 failed to pass and S.C.R. No. 45 has been amended to its present form. Although S.C.R. No. 45 calls for yet another study, perhaps it will focus on this lack of leadership and finally provide for the establishment of a strong leader to direct and coordinate alien pest programs.

"Thank you, Mr. President."

The motion was then put by the Chair and carried.

At 1:09 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:10 o'clock p.m.

On motion by Senator Buen, seconded by Senator Chun and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 45 and S.C.R. No. 45, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY POLICY RECOMMENDATIONS AND FUNDING OPTIONS FOR A COMPREHENSIVE INVASIVE SPECIES PROTECTION AND CONTROL PROGRAM FOR THE STATE OF HAWAII," was Finally Adopted.

S.C.R. No. 62, S.D. 1, H.D. 1:

Senator Kanno moved that the Senate reconsider its action taken on April 24, 2001, in disagreeing to the amendments proposed by the House to S.C.R. No. 62, S.D. 1, seconded by Senator Matsuura and carried.

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 62, S.D. 1, seconded by Senator Matsuura.

Senator Kanno noted:

"Mr. President, the resolution requests the Department of Public Safety, in consultation with a number of agencies and private groups, to implement programs of restorative justice and establish wellness centers.

"The House amendments include adding to the list of entities to be consulted: the Judiciary, the Office of the Public Defender, and the Office of Youth Services.

"The resolution also made a number of clarifying changes."

The motion was then put by the Chair and carried.

On motion by Senator Kanno, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 62, S.D. 1, and S.C.R. No. 62, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY, IN CONSULTATION WITH THE DEPARTMENT OF THE ATTORNEY GENERAL, THE PROSECUTING ATTORNEY

OF EACH COUNTY, THE POLICE DEPARTMENT OF EACH COUNTY, THE JUDICIARY, THE OFFICE OF THE PUBLIC DEFENDER, THE OFFICE OF YOUTH SERVICES, AND PRIVATE GROUPS SUCH AS THE OHANA HO'OPAKELE, TO IMPLEMENT PROGRAMS OF RESTORATIVE JUSTICE AND ESTABLISH WELLNESS CENTERS TO REDUCE THE RATE OF INCARCERATION AND INCREASE OPPORTUNITIES FOR INMATE REHABILITATION, PARTICULARLY AMONG NATIVE HAWAIIANS," was Finally Adopted.

HOUSE COMMUNICATION

Hse. Com. No. 679, transmitting H.R. No. 202, entitled: "HOUSE RESOLUTION INFORMING THE SENATE AND THE GOVERNOR THAT THE HOUSE OF REPRESENTATIVES IS READY TO ADJOURN SINE DIE," which was adopted in the House of Representatives on May 3, 2001, was read by the Clerk and was placed on file.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 105 to 112) were read by the Clerk and were disposed of as follows:

Senate Resolution

No. 105 "SENATE RESOLUTION RECOGNIZING WITH GRATITUDE EACH OF THE INDIVIDUALS WHO OPENED A DAY OF THE SENATE, TWENTY-FIRST LEGISLATURE OF THE STATE OF HAWAII, REGULAR SESSION OF 2001, WITH AN INSPIRATIONAL INVOCATION."

Offered by: Senators Chun, Kawamoto, Slom.

On motion by Senator English, seconded by Senator Hemmings and carried, S.R. No. 105 was adopted.

No. 106 "SENATE RESOLUTION EXPRESSING DEEPEST APPRECIATION TO THE MEMBERS OF THE VARIOUS MEDIA FOR THEIR COVERAGE OF THE ACTIVITIES OF THE TWENTY-FIRST LEGISLATURE, REGULAR SESSION OF 2001."

Offered by: Senators Chun, Kawamoto, Slom.

On motion by Senator English, seconded by Senator Hemmings and carried, S.R. No. 106 was adopted.

No. 107 "SENATE RESOLUTION RETURNING ALL BILLS, CONCURRENT RESOLUTIONS, AND RESOLUTIONS TO THE CLERK'S DESK."

Offered by: Senators Chun, Kawamoto, Slom.

On motion by Senator English, seconded by Senator Hemmings and carried, S.R. No. 107 was adopted.

No. 108 "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO APPROVE THE JOURNAL OF THIS SENATE FOR THE SIXTIETH DAY."

Offered by: Senators Chun, Kawamoto, Slom.

On motion by Senator English, seconded by Senator Hemmings and carried, S.R. No. 108 was adopted.

No. 109 "SENATE RESOLUTION RELATING TO THE PRINTING OF THE JOURNAL OF THE SENATE."

Offered by: Senators Chun, Kawamoto, Slom.

On motion by Senator English, seconded by Senator Hemmings and carried, S.R. No. 109 was adopted.

No. 110 "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO DESIGNATE THE EMPLOYEES WHO WILL WORK AFTER ADJOURNMENT."

Offered by: Senators Chun, Kawamoto, Slom.

On motion by Senator English, seconded by Senator Hemmings and carried, S.R. No. 110 was adopted.

No. 111 "SENATE RESOLUTION REGARDING COMPLETION OF THE WORK OF THE TWENTY-FIRST LEGISLATURE SUBSEQUENT TO THE ADJOURNMENT THEREOF."

Offered by: Senators Chun, Kawamoto, Slom.

On motion by Senator English, seconded by Senator Hemmings and carried, S.R. No. 111 was adopted.

No. 112 "SENATE RESOLUTION INFORMING THE HOUSE AND GOVERNOR THAT THE SENATE IS READY TO ADJOURN SINE DIE."

Offered by: Senators Chun, Kawamoto, Slom.

On motion by Senator English, seconded by Senator Hemmings and carried, S.R. No. 112 was adopted.

Senator Ihara rose on a point of personal privilege and stated:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, I want to express a concern I have about our adopting legislation (three bills today) without giving any public notice. This is about the last three bills we passed – S.B. No. 591, H.D. 1; S.B. No. 1013, H.D. 1; and S.B. No. 1054, H.D. 1. We passed these bills and they are going to the Governor contrary to the Constitution. The Constitution requires open, public decision-making. In that constitutional requirement, there is implied public notice, because without public notice, the public doesn't know that we're going to vote in public.

"It is like having a committee. Luckily we have some people and the media here, but if they weren't here, we could have taken up anything and, in effect, taken action, and there would not have been public notice.

"We did not give public notice for those three bills, and I'm concerned that we're getting awfully close to violating the State Constitution. I guess I do mean to smudge a little bit of the shine of this Legislature, but more my point is so that next year we don't let this happen.

"I should also note that the House has been doing this today for all the House bills that the Senate amended that they agreed to and voted on. They did not give notice either.

"I'm making a point of it today so that we don't have to hopefully bring it up again.

"Thank you, Mr. President."

President Bunda responded:

"Your concerns are noted. We'll try to strive to open up the process a little more."

Senator Tam rose on a point of personal privilege as follows:

"Mr. President, I rise on a point of personal privilege.

"I wish to enter into the Senate Journal a message in regards to S.B. No. 1169. First of all, I'd like to thank all the parties, namely the Department of Land and Natural Resources, the environmentalists, the general public, and so forth for their interest in this bill, S.B. No. 1169, entitled, 'A Bill for an Act Relating to State Parks.'

"Basically, what it's for is to add funds for the maintenance of our parks. At this time, it's unfortunate that we cannot accept the House version, and let me put into the record as to why. Basically it's because the House version has included, in the interest of tourism, money. And with due respect to the Committee members on the Tourism Committee in the Senate, this bill did not go through that Committee.

"Although I was put in charge as the lead of this bill, leadership, by error, forgot to send it to the Committee on Tourism.

"Also, we should send a message to the Governor. This message to the Governor is please do not restrict the money for the Department of Land and Natural Resources. Our state parks need as many dollars as possible. Any restrictions of the dollars will badly influence the repairs and maintenance of our parks statewide.

"Lastly, I will be calling upon all interested parties to work with me through the Committee on Economic Development and Technology on S.R. No. 41, relating to state parks, to come up with a detailed plan on the maintenance of our parks statewide so all dollars are accountable.

"Thank you very much."

Senator Hogue rose on a point of personal privilege and said:

"Mr. President, I rise on point of personal privilege.

"Fellow colleagues, I'm rising here today just to say thank you very much. I have to be very honest with you, as I sat as a member of the media and as just a citizen for the past several years, I will admit that I had a relatively low opinion of this particular body.

"It wasn't until I got in here that I realized that there were so many good people working very, very hard with many divergent opinions. We've passed a lot of good measures. Unfortunately, I think we passed some that weren't so good, but people put their input in and there was openness here, and I appreciate all the hard work, all the kind words, the help, and your professionalism. You are very, very good people. I now have a very high opinion of all of you.

"Thank you all from the bottom of my heart. Mr. President, if I could be so bold after I give this point of appreciation, could I please ask you all to put your hands together and applaud yourselves, because I think you did a very good job.

"Thank you."

Senator English also rose on a point of personal privilege as follows:

"Mr. President, a point of personal privilege, please.

"Likewise, in my first Session here I would like to say thank you and mahalo to all of the members for a very steep learning curve (what can I say?) and for a very, very good, productive Session. But, Mr. President, I would be remiss if I didn't recognize a number of people that helped me to make some very wise decisions.

"Very quickly, Mr. President, I'd just like to acknowledge my Chief of Staff, Mele Carroll; my Deputy Chief of Staff, Alan Ibrao; my advisors: Julie Hugo, David Kraul, and Ola Souza; my other staff members: Oren Yakovee, Megan Lytle, and Rebekah Hoyt. Without these people, the tons and tons of information that we've gotten would not have been processed and digested down so that I could understand it and make the right decisions.

"So Mr. President, I say mahalo to my loyal staff and also to all of you for teaching me some of the ins and outs of this place, but also for giving me the respect and the opportunity to work equally with all of you. Mahalo.

"Thank you, Mr. President."

Senator Kim also rose on a point of personal privilege and remarked:

Mr. President, I, too, rise for a point of personal privilege. I'm not sure of the procedure on this last day, but I might not be as brief as my other colleagues.

"As I conclude my first Legislative Session as the Senator from Kalihi, Moanalua, and Aiea, I'd like to take this opportunity, colleagues, to share some of the thoughts from one who is new to this Chamber but not necessarily new to the Legislature.

"In fact, all four of us in this year's Democratic freshman class, Senators Menor, Kokubun, English, and myself, have all had experience in previous elective office and collectively we bring 18 years of State government experience and 34 years of county government experience here to this Chamber. I don't know if this is good or bad, Mr. President.

"Having returned to the Capitol following 14 years on the Honolulu City Council, I've had to adjust to a much different pace and way of doing business. I'm sure you will all probably agree that a year-round legislative calendar gives greater opportunity for thoughtful deliberation on complex issues. It's a real luxury compared to the frantic, hurried environment of this legislative body. Because of this pace, it is important that we as a body find ways to further improve the process.

"During the past election, as I went door to door, I learned that people were desperate for change. I believe it was on that basis that I was elected. That's why I've been troubled many times because oftentimes when suggestions were made, they have been resisted for no other reason than, 'We've always done it this way.' It is my hope that we work to implement several new policies or practices over the interim.

"The first that should be adopted is that of a year-round professional staff. It's a proposal I've been advocating from the beginning of my term, and one that I know you, Mr. President, and others in this Chamber have supported. But support is one thing, implementing it is another. It was very effective at the Council in ensuring the smooth management of legislative matters and easier access to information. The retention of trained staff would provide this ever changing body with continuity and the retention of historical data that will allow us to better address the concerns of our constituents. This need

may become more apparent as we're forced to consider larger and more complex issues and budgets, tackle difficult social and economic problems, and better represent our diverse constituencies in the years ahead.

"We urgently need the resources and support to ensure that we effectively represent our constituents – and I know the benefits will far outweigh the additional costs.

"The next proposal involves committee structures and scheduling. It amazes me that we are able to pass meaningful legislation when so few of us are able to attend all the necessary hearings because of scheduling conflicts. I served on committees that met concurrently, a situation I found frustrating, if not disturbing, because the conflicting meeting times did not permit me to participate in important decision-making. I'm sure we could minimize some of these conflicts by more judicious scheduling if we, especially the committee chairs, really tried hard.

"I would also like to see more committee chairs and members engaged in legislative oversight by questioning officials of state agencies not just on bills that are before us but the effects of past legislation on how they are spending tax dollars and then holding them accountable.

"I commend you, Mr. President, for doing your part to institute curbs in the Senate spending by setting limits in individual's printing, postage and travel expenditures. We must set an example to state agencies and the public that we, too, can follow in all aspects of prudent spending.

"But at the same time, Mr. President, I hope we will not scrimp on the necessary expenditures that will further streamline our legislative information system and maintain a professional working environment for members and the general public.

"As one example, when I moved into my office on the second floor, I was appalled at the condition of the office furniture. The desks and bookshelves are made of expensive koa, but lack of upkeep has left them in a deplorable condition – a real waste, considering the amount of money that was originally spent to purchase them. I implore you, Mr. President, to adopt a two-year plan to have the Sergeant-at-Arms refurbish and maintain this very expensive furniture so future Legislators can also enjoy them.

"I might add that our elevators are the mechanical equivalent of clogged arteries. I've asked that our elevator be repaired on numerous occasions, and months later it continues to malfunction. The worst part is that my colleagues tell me it's been that way for years. In fact, the Senator from Pearl City has promised me a lunch if the elevators ever get fixed. I hope complacency has not resulted in neglect of the State Capitol. That would be a waste of taxpayer's monies.

"I'm not sure what goes on during the interim, but certainly the maintenance and repair of Senate equipment should be at the top of the list.

"I join the Senator from Palama and ask the Senate Clerk that the Order of the Day be made more user-friendly. It's absurd that it cannot be fashioned in a way that we and the public can follow easily. I challenge our hard-working Clerk to put aside old practices and suggest ways on how we can improve it.

"The purpose of all legislative staff, Mr. President, is to support this body and be proactive in helping us to better serve the public. With their years of experience, I challenge them to devise an agenda that is less challenging.

"Finally, I thank you, Mr. President, and my colleagues for the privilege of serving as the Chair of the Tourism and Intergovernmental Affairs Committee. I believe our major achievement was putting the Hawaii Tourism Authority on notice that the Senate will be expecting much greater accountability and oversight on its part for the expenditure of \$61 million. Committee members spent many hours questioning HTA officials and scrutinizing the HTA's many programs and contracts, only to discover that the authority had failed to deliver on their stated mission and to exercise the controls needed to ensure that tax dollars were spent prudently.

"I praise this body for approving a number of tourism-related measures, particularly those that would have streamlined and improved, and even sunsetted, the HTA. A concurrent resolution calling for the Legislative Auditor to conduct a full audit of the agency did pass both houses, and its findings should prove to be enlightening.

"Regrettably, the House killed all of the other measures we passed, including one to create a tourist registry that might have provided an economical means of working with residents to promote Hawaii on their overseas trips. However, I know that actions by the Senate sent a clear message to the HTA that we will be monitoring them carefully. I'm happy that our work has not escaped the attention of the news media or the public. Just this week, our actions were hailed by the Honolulu Advertiser. Additionally, I plan to attend HTA meetings during the interim and invite all of you to join me.

"One controversial tourism measure that was deferred was the tax on tour wholesalers. I also will be examining this issue very closely during the interim to determine if there really is a problem with the tax and its true impact on the visitor industry. I call upon HTA to take a proactive approach on this issue and others like it. This is another example of the kinds of tasks that HTA should be taking a leadership role on.

"I hope those of you with oversight on other key boards and commissions will scrutinize their performance and the nature of their deliberations as yardsticks for Senate confirmations, if not the continued existence of those entities.

"While the Session was not without its frustrations and disappointments, Mr. President, I think our accomplishments, most notably our support of our teachers and education, will set the stage for further progress during the next Session.

"I extend my mahalo to you, Mr. President, my hard-working staff, the members of the Tourism and Intergovernmental Affairs Committee, and to my Senate colleagues for your boldness and support. While we may not always agree on every issue, I believe we all share the common goal of wanting to represent those who have placed their trust and confidence in us. I look forward to continuing to cooperate with all of you on matters that affect the future of Hawaii and our people.

"Thank you."

Senator Slom then rose on a point of personal privilege and stated:

"Mr. President, I rise on a point of personal privilege.

"On January 17, when we started our 2001 Legislative Session, I stood here and asked that we think out of the box, that we look to change, and that we try to re-earn the respect, the confidence, and the trust of the people that send us here, pay our bills, and pay for everything that we do.

"I'm happy to say that at the end of this Session, I think that we can all share in a feeling that we have worked hard and that we have done things differently. Changes were made. It may be an overworked expression, but this will be remembered as a historic Legislative Session.

"In many ways, thanks to you, Mr. President, and the leadership, this year will erase some of the hard memories of the 1996 Senate and some of the years that occurred after that, where people lost faith and confidence in this body as being truly independent. I think that we have reestablished our independence and openness in debate.

"Mr. President, you and the leadership have shown us in the Minority, the emerging Majority, a great deal of courtesy and openness. Those among us who are counted by the media and others as dissidents have had full and open discussion. We have not dodged issues. We have confronted them and discussed them openly.

"We face, as Legislators and as Senators, a wide array of issues every year, and people expect us to know all the answers. The simple truth is – we don't know all the answers. We're not experts. And depending on our background and our experience or lack of experience, we approach problems and issues differently. But I think the hallmark of this Session was that we were more willing to listen to people, to be inclusive, and to try to reach answers after understanding what the various segments of the population really thought, knowing that in very few cases are there really black and white issues.

"I'm also encouraged and enthused that we are on the track to really establishing priorities. I think we demonstrated this. We did put our money where our mouth was, in talking about education being our number one priority and taking care of our teachers adequately and making the first steps towards true educational reform.

"A couple of decades ago, many of us saw originally, and since then some of the younger members saw either from Blockbuster or somewhere else, the classic science fiction movie 2001, Arthur C. Clark. Well here we are, this is 2001. But you remember the central theme of that movie. The central theme was that monolithic, faceless block that appeared in one part of the universe and then was transformed to another part. And people debated then, and they debate today, what that monolithic structure represents.

"The nice thing about the 2001 Session in the Senate is that we are not monoliths. We have had independence, we have had discussions, we have taken positions, and we've given face to the issues. We don't have a block of Republican votes or dissident votes or Majority votes. We have carefully considered and debated openly those issues.

"Am I satisfied? No, I'm not satisfied with what we've done, but I don't think any of us really are. I think that the pace could have been different. I think that we could have achieved even more, but I am really enthused from the standpoint that we tackled and did not duck these issues.

"And to my colleagues, and particularly the newer and younger, well some are newer and not younger, colleagues, I salute your independence and the fact that you were open to discussion. And we've done it. We've had some really good debates here. We've had more debates outside on this Floor than we have inside in those rooms, or upstairs, or anywhere else, and that's good and it should be encouraged. And those people that have led the effort to make it even more open, to bring the sunshine here, are to be encouraged and to be thanked for the contributions they have made.

"Finally, Mr. President, I think that it was under your leadership and your willingness to bring people together, to bend over backwards, to allow them to discuss their issues and their concerns, that has set us on a track so that we can look forward to next year's Session, making it even better. So a thank you to all those people, staff of all of the Legislators, and those staff that don't get credit for making us look good sometimes and doing all the things that they do. We thank you for a good Session and a profitable one at that.

"Thank you, Mr. President."

Senator Tam rose on a point of personal privilege and said:

"Mr. President, I just want to say a few words of appreciation to all my colleagues.

"This has been a very trying Session. I've been here now 19 years, and I think this has been the most difficult Session. Why, because we have a challenging future for Hawaii.

"When I asked for this Committee on Economic Development and Technology, it was a challenging committee and it still is, and I appreciate this opportunity. In the past, I had other committees on education, environmental protection and those were committees where basically I just asked for dollars. Now it's more challenging to find those dollars for the future, and I thank you for the opportunity.

"This year we had a good start in Economic Development and Technology. We took bold steps in coming out with positive legislation, but next year will be even better. I look forward to working with all of you during the interim because you helped pass two main resolutions that will be embraced next year and will give us an action plan. One is to have a task force on economic development.

"Many of you have heard me say that the parties involved should choose their own representative. Well, you have embraced this and I thank you very much. Each respectable professional group that works or participates in our economic development will choose their own representative. It's something that's fairly new, but I think we are taking a bold step whereby we will gather more information and more communication.

"We're going to have a direction for the future of our economy. Bring in the dollars and hopefully we'll reduce our worries about the dollars of the future and how we're going to budget for education, human services, health, and other public needs.

"You also helped move and adopt a resolution to have a task force on technology. I have explored this area, and yes, I have learned a lot. In fact, thanks to many of you, you have educated me and I welcome more education on this. I have also learned a great deal from the business community. I found out, unfortunately, if I may state for record, that we do not have a direction for technology and it's sad.

"Technology can be a great industry for us. In fact, with the informational age, in my travels to China and Taiwan, they want Hawaii to be the partner for technology, to provide the service. They will provide the manufacturing; we provide the service. Why, because we are international here in Hawaii. We have the multi-cultures. People have laughed at me about this, but seriously, we are the focus of the world. We are the melting pot of the world. We will bring people together through the age of technology.

"We'll have a task force on technology, whereby the parties will have their own representative. We will devise an action plan for the future. Right now, everybody goes in their own direction, but we need to bring together all in one in partnership.

"I thank you very much."

At this time, President Bunda delivered his closing remarks as follows:

"As we wrap up the people's business, we're no doubt reflecting on our own individual and collective accomplishments, but it's also a time to express aloha and thanks to those who have helped to make those accomplishments possible, and I'd like to acknowledge them now.

"Vice President Colleen Hanabusa, thank you. Majority Leaders Cal Kawamoto and Jonathan Chun, thank you. Majority Floor Leader J. Kalani English, thank you very much.

"As to the leadership team and to the committee chairs, I extend my deepest appreciation for your strong and decisive leadership, your energy, and unwavering commitment to this body and to the people we were elected to serve.

"Of course, where would we be without the support of those who ensure this process that runs efficiently. I speak of Chief Clerk Paul Kawaguchi and his immediate staff, along with the employees in Accounting, Data Systems, and the Print Shop.

"Valuable too are our Sergeant-at-Arms Ben Villafior and his crew, as well as the Senate Majority and Minority Offices, who together form the cornerstones of this institution. To all of you, mahalo for a job well done.

"I would be remiss if I didn't single out Ways and Means Chair Brian Taniguchi and his dedicated staff, who labored long and hard to craft the biennium budget under the very trying circumstances.

"I believe the accomplishments of the 2001 Legislature can be best described in several broad themes.

"Regarding public education, we have really succeeded in providing our school system with the funding it really needed to give our young people the knowledge and the tools they need to become very responsible citizens. Chief among them is the \$115 million in pay raises for the public school teachers. We are also providing over \$170 million in additional funding for the Felix Consent Decree, the total cost of which will approach \$700 million over the biennium.

"Colleagues, in my opening day speech I asked you to join me in a pledge to the people of this State – that I would leave no doubt of our commitment to our children's education.

"We appropriated more than \$150 million for improvements to school facilities. Millions more were added to the budget for special education teachers, school administrators, and other personnel requested by the DOE. And almost \$5 million was set aside for performance standards and \$3 million for the leadership academy. Additionally, a loan program has been established to encourage college students to seek careers in teaching here at home.

"We've provided for a long awaited pay raise for the faculty at the University of Hawaii and appropriated \$6 million to foster greater autonomy and self-sufficiency.

"These measures should have a significant impact on the quality of education in our State.

"Our Legislative accomplishments did not come at the expense of those less fortunate. The raising of the minimum wage will offer some hope to those who are at the lower rungs of the economic ladder, including those who are joining the workforce as a result of welfare reform.

"We appropriated \$2.5 million for homeless shelters and \$37.8 million in rental subsidies to help families who cannot afford Hawaii's high cost of housing, and \$2.4 million for more drug prevention in public housing. To that, we added more than \$14 million to help people on welfare return to work.

"While these measures will not solve all of our problems, they do meet pressing needs in our community, and together with other funding measures and existing programs, demonstrate the Legislators compassion for those struggling to cope with social and economic forces beyond their control.

"Another theme of this Session was the need for government reform. The Senate was an early and strong advocate of funding the \$300 million in arbitrated and potential pay raises and possible settlements for public employees and teachers. But balancing the rising cost of government against our limited financial resources led to monumental legislation – the first, authorizing Governor and Mayors to privatize public services; and the second, reforming the Health Fund to ensure its solvency in the years to come. I believe these systemic changes will stimulate innovation in government and reduce the cost of public services.

"As we sought to make government more economical and efficient, we were still mindful of the need for continued economic growth. Toward that end, we approved measures granting tax credits to high technology companies for their investments in Hawaii. We also appropriated money to market Hawaii as a business destination, which, in combination with new construction in the form of repairs to our schools, should provide a meaningful stimulus to our economy and much needed tax revenues.

"Another important theme is change, which I said in my opening day remarks would be a major force during the Session. For the first time in legislative history, we posted budget worksheets on the Internet while negotiations were still in progress. With the support of Chair Taniguchi and the House leadership, we opened the budgetary process, stripping away much of the mystery that has kept these deliberations hidden for so many years.

"Increased public accessibility is the vehicle by which the Legislature will regain public confidence and the respect.

"The Rule change on Conference Committee deliberations was very productive, confounding critics who claimed the process would stifle debate. In fact, this change worked very well by motivating conferees to press the issue with their colleagues and engage in productive dialog on key issues. Thank you, Senator Slom.

"The success we enjoyed in opening the process can only lead to more change, specifically and further opening the process to all Legislators and the public at large.

"I would be really remiss if I didn't recognize Speaker of the House Calvin Say, who was instrumental in bridging the distance between our two Houses. To him, I extend my gratitude for his support.

"Our capacity for change has clearly been demonstrated. More work lies ahead of us as we continue to build our accomplishments and create a better Legislature and a better Hawaii.

"I salute each and every one of you for your contributions to this landmark Session of tough choices and hard decisions. We set out to change things for the better and we did it. Mahalo and aloha."

ADJOURNMENT

Senator English moved that the Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, adjourn Sine Die, seconded by Senator Hemmings and carried.

At 1:45 o'clock p.m., the President rapped his gavel and declared the Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, adjourned Sine Die.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

ATTACHMENT "A"**ROECA LOUIE & HIRAOKA**

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April 16, 2001

Senator Rod Tam, Chair
Senator David Ige, Vice Chair
Committee on Economic Development
and Technology
The Senate
The Twenty-First Legislature
Regular Session of 2001

Via FAX 586-6659Re: Hearing on GM 178 on April 19, 2001, 1:30 p.m.

Gentlemen:

I would be pleased to accept the gubernatorial appointment for another term to the Board of Directors of the Aloha Tower Development Corporation (for a term to expire 06-30-2005). I am currently serving as Chairman of the Board of Directors and am very familiar with the issues confronting the Board. My resume is enclosed for your consideration.

I will be unable to attend the hearing in person and submit my testimony in writing. Should you have any questions or require additional information and/or documentation, please do not hesitate to contact me.

Very truly yours,

ROECA, LOUIE & HIRAOKA



David M. Louie

c:Tam.Ige.01.dml.chi
Enclosure

DAVID M. LOUIE *Education:* Occidental College (A.B. *cum laude*, 1973); Boalt Hall School of Law, University of California, Berkeley (J.D., 1977). *Professional Affiliations:* Hawaii State Bar Association (President, 2001; Vice-President/President-Elect, 2000; Director, 1994-1998); Hawaii Defense Lawyers Association (Secretary-Treasurer, 1994-1998; Director, 1993-Present); Aloha Tower Development Corporation (Chair, 2000-Present; Vice Chair, 1999; Director, 1998-2001) National Asian Pacific American Bar Association (NAPABA), Hawaii Chapter (President, 1992-1995; Acting Treasurer, 1995-1998); Junior Achievement of Hawaii (Director, 1987-1990); Hawaii Supreme Court Committee on Judicial Performance Evaluation (Vice Chair, 1999-Present; Member, 1997-Present); HSBA Bench/Bar Committee (Member, 2001, 1998); Hawaii State Judicial Conference (Delegate, 1996, 1998); Judicial Conference of the United States District Court for the District of Hawaii (Delegate, 2001, 1992; Alternate Delegate, 1990). *Faculty Member:* HICLE - Discovery Techniques (1998); PLI - Premises Liability (1995); PESI - Hawaii Insurance & Tort Law Update (1995, 1996), Tort Liability Issues in Work Site Accident Cases (1988, 1989); NBI - Arbitrating and Trying the Automobile Injury Case in Hawaii (1993), Insurance Litigation (1992), Depositions (1990).

April 30, 2001

Senate Committee on Economic Development and Technology
Senator Rod Tam, Chair
Senator David Ige, Vice Chair
Senator Matt Matsunaga
Senator Les Ihara, Jr.
Senator Lorraine Inouye
Senator Donna Kim
Senator Sam Slom

**SUBJECT: David M. Louie, Gubernatorial Nominee to the Board of Directors,
Aloha Tower Development Corporation, Term to Expire 06-30-2005**

Honorable Senators:

It has come to our attention that a communication dated April 27, 2001, has been received from David M. Louie in response to public concerns pertaining to his nomination to the Aloha Tower Development Corporation's Board of Directors. We are pleased that Mr. Louie has taken the time to respond to this matter, but find that we must again offer the following concerns for your continued consideration:

Mr. Louie responds with general assurance that as an attorney he upholds the law, and certainly, there should be no question of this. However in his written response, Mr. Louie unfortunately makes no attempt to address the public concern of record as delivered in testimony to this Committee. Such concern centers on whether Mr. Louie intends to uphold the legally-binding protective measures respecting Irwin Memorial Park, a dedicated park held in Public Trust within the Aloha Tower complex.

As provided in previous testimony, the legally binding protective instruments and enactments of record that have progressively and increasingly protected Irwin Memorial Park, both as a gift to the people of Hawaii as a public park legacy, and as the historic landscaped compliment to Aloha Tower and the Honolulu Waterfront are as follows:

Deeds of 1930 and 1939, with reservations and conditions by and between Helene Irwin Fagan and the Territory of Hawaii

Governor's Executive Order No. 472, March 1931

Aloha Tower Environmental Impact Statement, December, 1990

Section 206J-6(c), Hawaii Revised Statutes, 1991

Listing on the Hawaii State Register of Historic Places, December, 1999

Scenic Hawaii, Inc. and the descendant family of Helene Irwin Fagan are concerned that the ATDC Board of Directors, chaired by Mr. David Louie, have been attempting to circumvent these laws and protective measures. It is a matter of record that Mr. Louie has presided over and guided actions that continue to reserve Irwin Memorial Park for redevelopment, and continue to specifically foster consideration of redevelopment of Irwin Memorial Park into a parking garage, although several other alternatives have been proposed.


Moreover, it is a matter of record that during the ATDC Board meeting of December 1, 2001, Mr. Louie stated unequivocally that he has authorized the Attorney General's Office and the Executive Director "to go forward on all" of the following matters:

- A. Challenge the reversionary clause and title in the Deed of 1930;
- B. Attempt to withdraw the historic designation of the site from the State Register of Historic Places; and
- C. Move to expunge the statutory section protecting Irwin Park according to the terms of the Deed of Helene Irwin Fagan.

We believe that these three actions constitute an affront to the Public Trust and circumvention of the Law, including Governor's Executive Order, Environmental Impact Statement, State Statute, and State and National Historic Preservation laws.

At this Committee's hearing of this matter on April 24, public testimony asked that, prior to any further ATDC confirmations taking place, the Senate receive a commitment from Mr. Louie, and all other members of the ATDC Board of Directors and the Executive Director, that Mr. Louie and the ATDC will uphold the laws, reservations and conditions to retain, protect and preserve Irwin Memorial Park

Regrettably, Mr. Louie was absent from the hearing of April 24, and to date no commitment to uphold the protection and preservation of Irwin Park in accordance with the above laws and measures has been received. We find it significant that Mr. Louie's April 27, 2001, letter failed to address these important issues concerning Irwin Park. Therefore, there is no alternative but to again respectfully request denial of confirmation of the nomination of David M. Louie to the Board of Directors of the Aloha Tower Development Corporation.


Michelle Spalding Matson,
Scenic Hawaii, Inc.
Family of Helene Irwin Fagan

Arthur F. Roeca
David M. Louie
Keith K. Hiraoka
Ryan M. Akamine
April Luria

Jodie D. Roeca
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April 30, 2001

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RL&H File No.

Senator Rod Tam
State Capitol
Room 220
Honolulu, Hawaii 96813

Re: Aloha Tower Development Corporation
Nomination of David M. Louie for Board of Directors

Dear Senator Tam:

I am informed that the Senate Committee on Economic Development and Technology has voted not to confirm my nomination by Governor Benjamin J. Cayetano for the Board of Directors of the Aloha Tower Development Corporation ("ATDC"). I do not know the specific reasons for this vote. The Senate certainly has the power to confirm or not confirm my nomination. However, I am informed that you may believe that I have other more important commitments and do not care whether I serve on this Board. I am also informed that one of your constituents, Michelle Spaulding Matson, has publicly written to the Senate Committee claiming that I have been attempting to "circumvent the law" with respect to the ATDC and Irwin Memorial Park. Since these unfounded accusations may form the basis of a vote by the Senate, I take exception to such claims and feel compelled to set the record straight.

First, I believe very strongly that there is no more important work that can be done than work for the public good for the people of Hawaii. I have served as Chair of the Board for the past two years, and have worked diligently to serve in this capacity. Although I have many other important commitments, I care deeply about the future of the State and the contribution that I can make to enhance the Aloha Tower complex. On April 16, 2001, I sent you a letter indicating that I would be pleased to accept the gubernatorial appointment for another term to the Board. A copy of that letter is attached for your information.

Second, this year it has been my privilege and honor to serve as the President of the Hawaii State Bar Association, representing all of the lawyers of Hawaii. I have been practicing law in Hawaii since 1978. As the President of the Bar, and as a lawyer, I have taken oaths to uphold the law, and I am sworn to do so. I do not take lightly the accusation that I have attempted to circumvent the law. A copy of my resume is enclosed for your information. As an officer of the court and as a member of various organizations, I have consistently upheld the law

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throughout my career. I certainly intend to do so in the future for all matters, and especially with regard to any matters relating to ATDC.

Third, as a member of the ATDC Board for the past three years, it has been my privilege to work closely with the various Deputies Attorney General who have provided advice and counsel to the Board. Rather than try to circumvent the law, I and the other Board members have consistently worked with the Attorney General's office to foster and enhance the Aloha Tower complex, pursuant to the statutory authority of Hawaii Revised Statutes 206J. I do not believe that the Attorney General's office could be so easily persuaded to circumvent the law as Ms. Matson claims.

Fourth, Ms. Matson claims that I personally authorized the Attorney General's office and the Executive Director of ATDC to take certain actions to: 1) challenge the Deed of 1930 by and between Helene Irwin Fagan and the Territory of Hawaii; 2) withdraw the historic designation of Irwin Memorial Park from the State Register of Historic Places; and 3) move to expunge the statutory section regarding Irwin Park. These claims are simply untrue. I do not have such individual authority, even as the Chair of the Board, to order that any particular actions be taken by the Attorney General or the Executive Director. Rather, the Board has the power and authority to take steps as necessary to carry out the purposes of H.R.S. 206J. All actions which have been taken to protect and enhance the Aloha Tower complex have been the result of a vote by the Board, not my individual direction. Moreover, the Board has not taken any steps to expunge the statutory section regarding Irwin Park and would be unable to do so on its authority, since that is within the authority of the Legislature, not the Board.

Fifth, Ms. Matson appears to claim that I or any other person should not be confirmed unless I commit to uphold the laws, reservations and conditions relating to Irwin Park as she interprets them. This really seems to be the heart of the matter. Ms. Matson wishes for me and all other nominees to undergo a litmus test on her views of Irwin Park as a condition of confirmation. In other words, Ms. Matson's objections to my nomination are based solely upon ideological and political considerations, not upon my qualifications, experience or service to the community. If that is to be the basis for the Senate's confirmation vote, then it should be clearly stated.

Sixth, Ms. Matson's claims that certain reservations and conditions contained in the Deed dated November 7, 1930 regarding Irwin Park are inviolate and cast in stone are simply wrong. Helene Irwin Fagan waived and released all such conditions on January 31, 1952. A copy of the document signed by Mrs. Fagan withdrawing and canceling the conditions contained in the Deed is attached for your information. A copy of a letter from Mrs. Fagan's lawyer agreeing with this interpretation is also attached. It is my understanding that the Attorney General's office has filed a proceeding to have a court of law rule upon the legal effect of this document. I do not believe that the actions of the Attorney General's office can be construed as "circumventing the law." Instead, it is the law itself that is being upheld.

April 30, 2001

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Seventh, I do wish to apologize for not being able to attend the Senate Committee hearings on April 19 and 24, 2001. Unfortunately, prior commitments to my clients and a trip out of state made it impossible for me to attend the scheduled hearings. Although I was not able to attend, I did meet with you at your request in your chambers for a half hour on April 23, 2001, to discuss ATDC. I am somewhat puzzled whether Irwin Park is the basis for your vote in this matter, since you never mentioned your views on Irwin Park or indicated that this issue was a litmus test for confirmation.

Finally, thank you for the opportunity to set the record straight.

Very truly yours,

ROECA LOUIE & HIRAOKA



David M. Louie

Y:\
enclosure

cc: Senator Jan Yagi Buen
Senator Robert Bunda
Senator Avery B. Chumbley
Senator Jonathan Chun
Senator Suzanne Chun Oakland
Senator J. Kalani English
Senator Carol Fukunaga
Senator Colleen Hanabusa
Senator Fred Hemmings
Senator Bob Hogue
Senator David Ige
Senator Les Ihara, Jr.
Senator Lorraine R. Inouye
Senator Brian Kanno
Senator Cal Kawamoto
Senator Donna Mercado Kim
Senator Russell Kokubun
Senator Matthew M. Matsunaga
Senator David M. Matsuura
Senator Ron Menor
Senator Bob Nakata
Senator Norman Sakamoto
Senator Sam Slom
Senator Brian T. Taniguchi

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Tedson H. Koja
James R. Ferguson
Randall K. Ishikawa

May 2, 2001

Senator Rod Tam
State Capitol, Room 220
415 South Beretania Street
Honolulu, HI 96813

Re: Aloha Tower Development Corporation (ATDC)
Nomination of David M. Louie for Board of Directors

Dear Senator Tam:

I am informed that I have been accused of individually authorizing the Attorney General's office to file a Petition with the Land Court relating to the Transfer Certificate of Title of Irwin Park. I understand that I have been accused of acting without the Board's authority in such this matter. These accusations are untrue.

On November 20, 2000, this issue came before the ATDC Board of Directors. Upon a proper motion, the Board itself voted to authorize the Attorney General's office to file such a petition with the Land Court. A copy of the Minutes of the Meeting of November 20, 2000 are attached for your information. Please see Page 5 for a discussion of this matter.

Thank you for the opportunity to set the record straight.

Very truly yours,

ROECA LOUIE & HIRAOKA



David M. Louie

c:Tam.02.dml.chi
Enclosure



ALOHA TOWER DEVELOPMENT CORPORATION

800 Fort Street, Pier 10 Terminal, Second Floor, Honolulu, Hawaii 96813
Mailing Address: P.O. Box 2358, Honolulu, Hawaii 96804

DAVID LOUIE
CHAIRMAN
RONALD HIRANO
EXECUTIVE DIRECTOR

Telephone: (808) 586-2630
Fax: (808) 586-3048

MINUTES OF THE ATDC BOARD OF DIRECTORS MEETING

No. 1 Capitol District
250 South Hotel Street
4th Floor Conference Room
Honolulu, Hawaii 96813

Thursday, November 20, 2000
9:00 a.m.

MEMBERS PRESENT

David Louie, Sharon Narimatsu (representing Seiji Naya), Janet Kawelo (representing Timothy Johns), Brian Minaai (representing Kazu Hayashida), Carol Takahashi (representing Mayor Harris), Peter Kim, and Jim Lyon.

OTHERS PRESENT

Ronald Hirano, ATDC Executive Director; Anne Lo-Shimazu, ATDC Program Specialist; John Chang, Deputy Attorney General; Andrew Beaman, ATDC Legal Counsel; Owen Matsunaga, Hoshida, Bento & Matsunaga; Scott McCormack, Aloha Tower L.P.; Ken Marcus, Starn O-Toole Marcus & Fisher; John Waihee, Verner, Liipfert, Bernhard, McPherson and Hand; John Hoshibata, Cynthia Marie and Michelle Matson, Scenic Hawaii.

APPROVAL OF MINUTES

Chair Louie called the meeting to order 9:06 a.m. and asked for any discussion on the minutes of November 9, 2000. Ms. Narimatsu requested a correction on page 5, last paragraph, to delete the words "for another 2 years;" her inquiry was to ask about the legal ramifications and had not put any timeframe to the extension. Ms. Kawelo made a motion to approve the minutes as amended. Director Lyon seconded the motion and with unanimous approval, the motion was carried.

DISCUSSION/ACTION REGARDING PARKING PROPOSAL BY ALOHA TOWER L.P.

Mr. McCormack addressed some of the concerns raised at the last Board meeting. The concept of utilizing parking across the street and building a pedestrian overpass was attempted 1991 when the original lessee had discussions with the Department of Transportation (DOT). There were two critical factors as to why it wouldn't work: 1) it was cost prohibitive (several million) to build a covered bridge

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across Nimitz Highway and 2) DOT expressed opposition to the idea. He said that the traffic on Nimitz Highway is definitely a barrier to pedestrians. People were not willing to park at Harbor Court and walk across Nimitz Highway. Currently, they are supplementing their parking needs with the valet program. On Thursday, Friday and Saturday nights, they may have 14-20 valet attendants. As they look toward drawing more traffic, they would like to satisfy the parking requirements.

In response to City concerns regarding the view plane, Mr. McCormack said there are plans for development of Piers 5/6 so view to the ocean would be lost anyway and the only view it would be blocking would be the HECO power plant. The parking structure would also allow for the staging of development for significant projects, as some supplemental parking would be required during future construction.

Mr. McCormack said ATDC had been working with the previous lessee on a proposal for a parking structure on the same sight. The crew that currently has the lease under the marketplace lease bought their interest in November 1997 and Mr. McCormack said they have been actively working on this from spring of 1998. They have looked at all alternatives, including going to the Legislature to get parking built on Irwin Park. This ran into a lot of opposition. A lot of money and resources has been spent exploring all possible solutions including Pier 10/11. Mr. McCormack feels this current proposal is the most feasible and economical for all concerned.

Director Lyon asked if they will be looking into the concerns regarding Graelic's comments on the proposal. Mr. McCormack introduced Rob Iopa of Architects Hawaii who has been involved with the project since early 1998. Mr. Iopa said that the design they propose is a split-level system and does have interior columns. This structure has been used quite often in Hawaii, such as in the Marin Tower parking structure and Ward Center. They have looked at other types of parking schemes and are trying to incorporate some of those ideas. Mr. McCormack agreed that they are willing to consider and take into account the comments from Graelic and try to improve the proposal. He said one of their goals is to present an attractive 4-5 story structure.

In response to Ms. Takahashi's inquiry, Mr. McCormack said that the current parking fee is \$1 for self-park and \$3 for valet parking. He agreed that they could look into subsidizing the \$4 parking fee at Amfac; however, surveys have shown that people in Hawaii are just not willing to walk across the street.

Mr. McCormack said that parking at Harbor Court is self-park and that during peak times, about one-third of their customers self park while 2/3 use the valet service. Currently, valets park along Irwin Park and at Piers 10/11 shed, unless there is a cruise ship. There are also 252 stalls at Piers 5/6, some of which are used for valet if needed. There are also courtesy carts to shuttle people to and from the Marketplace and parking

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area. This costly service is currently being paid for by the landlord. He said they have been working very hard to take the common area expenses down; it used to be \$2.56 per square foot per month and presently it is down to \$2.00 per square foot. He said that one-third of their tenants has been struggling so they have been renegotiating and adjusting to assist the tenants. Roughly, retail businesses can afford to pay between 8-15 per cent for rental. Some tenants had been paying 30-40 percent of their gross sales.

Mr. Minaai asked if the proximity from the mini-park is not the same as parking across the street. Mr. McCormack said the distance is about 200 yards, which would be about the same with the mini-park. Mr. Minaai said that he has walked by the power plant at night and he feels there is a psychological barrier there as well. Mr. McCormack said they have designed a receiving area in front of the structure and plan to run a jitney. They are also trying to create an interesting walk by covering the walkway and adding interesting plaques and perhaps carts and kiosks along there. Director Kim asked about any dedicated shuttle service from the proposed parking and the Marketplace such as they have at Pearlridge. Mr. McCormack said depending on cost and frequency, this is something that they would consider. He said ATM has 160,000 square feet, compared to Pearlridge at 1.5 million square feet and that maintaining and storing extra shuttle carts can be very costly but they are willing to look into the possibility depending on the magnitude.

Director Lyon made a motion to enter into executive session to consult with the Board's attorneys on questions and issues pertaining to the Board's power, duties, privileges, immunities and liabilities regarding Item 3 and Item 4 of the agenda. Ms. Kawelo seconded the motion. With unanimous approval, the meeting was recessed at 9:31 a.m.

Chair Louie reconvened the regular meeting at 10:48 a.m. and entertained a motion to approve the parking proposal by Trinity subject to conditions which would be negotiated and agreed to by Trinity and ATDC. Conditional approval would allow them to proceed with the development of the mini-park site, subject to ATDC's possibly proposing an alternative site that could be made available within a certain timeframe to Trinity, at which time we could have Trinity go forward to developing a parking structure at an alternative site, as opposed to the mini-park site. The Board would also want certain conditions by ATDC including amendment of ATDC Ground Lease and satisfactory completion of the requirements of Chapter 343 of the Hawaii Revised Statutes pertaining to the facility; conditional approval so that the final design will take into account suggestions by ATDC parking consultants; review of all pertinent title documents; comply with any/all applicable regulatory requirements at the federal, state, and county levels; if the parking structure is at mini-park, written conditions in the lease to include jitney or other transportation so that getting to and from the

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Marketplace is made easier for the patrons. ATDC will provide authority to the Board's attorneys, Mr. Beaman, and Mr. Hirano to enter into negotiations with Trinity to reach an agreement subject to ratification by the Board within 30 days from today and if those negotiations fail to reach an agreement within the timeframe, the application would be rejected.

Mr. Hirano asked if the approval would allow ATDC to enter into negotiations with Trinity and re-negotiate their letter of this morning. Chair Louie said yes and said that there is a requirement by the master lease that the Board needs to approve or disapprove within 45 days. Chair Louie proposes giving conditional approval subject to final ratification by the Board, specifically, discussions would include the effect of ultimately curing the parking default; specific dollar amount cap on construction (the Board is willing to look at some kind of process on determining a reasonable dollar amount as there was insufficient information provided for the Board to make a determination at this time); setting of a timetable where they could go forward with the project. Also, the Board would like to see architectural plans on the Irwin Park site as well as the mini-park site so that the alternatives can fully be considered. Fees for renderings, specifications and plans would be left to their discretion.

Director Lyon made a clarification that they would negotiate on the Board's behalf and meet 30 days from today to make a decision to accept negotiated items. Chair Louie said yes, under the terms of the master-lease, there appears to be a 45-day approval/disapproval requirement. Given the complexity of the issues and dollar amounts, the Board felt that there was insufficient time to make a decision with that 45-day period which would end November 22nd. The Board would give Mr. Beaman and Mr. Hirano the authority to go ahead and negotiate, subject to ratification of this Board within 30 days, which would allow Trinity and ATDC to reach agreement on a some complex issues without the two-day deadline. In the event that this is unacceptable to reach an agreement within a reasonable period of time, then the Board will reject the proposal. Mr. Hirano said if negotiations are completed earlier, we could call another meeting.

Mr. Beaman clarified the motion to read: approval of the proposal of the Ala Moana mini-park structure subject to a set of conditions to be approved by ATDC and Trinity and ratified by the ATDC Board by December 21 and that if there is no agreement and ratification by that date, then application for approval of a parking structure at the mini-park is deemed to be rejected.

Mr. Marcus stated that they appreciate the opportunity for further discussions; however, they are uncomfortable with the 30-day time extension, given the amount of time and effort expended to get to this point. They would prefer a shorter period of time of perhaps two weeks.

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Chair Louie said it is the intent to come to a conclusion in as short a period of time as possible. Mr. Beaman and Mr. Hirano are authorized to go forward for further discussions beyond the two-day period. Mr. Beaman suggested scheduling a Board meeting within the 2-week timeframe in the hope that we would be able to work something out in that shorter period. After some discussion, the next Board meeting was scheduled for December 1st at 9:00 a.m.

Mr. Hirano noted that the motion by Director Lyon would be amended by changing the date of the next meeting. Ms. Kawelo seconded the motion. With one nay vote cast by Ms. Takahashi, the motion was carried.

**DISCUSSION/ACTION REGARDING POTENTIAL LAND COURT PETITION
FOR AMENDMENT OF TRANSFER CERTIFICATE OF TITLE NO. 6983**

Director Lyon made a motion to authorize the Attorney General's office to file a petition to the Land Court of the State of Hawaii for the purpose of removal of restrictions that are presently noted on Certificate of Title No. 6983. Ms. Kawelo seconded the motion. With one opposition, the motion was carried.

Mr. Hoshibata asked the reason behind seeking a petition to revise the terms of the Transfer Certificate of Title to Irwin Park. Mr. Beaman stated on the present Certificate of Title, there are notations of encumbrances which ATDC believes to have been waived in 1952. The petition would seek to the approval of the Land Court necessary to cause those restrictions to be removed. Mr. Hoshibata asked the reason for removing the encumbrance. Mr. Beaman replied that the restrictions had been waived and therefore the encumbrance ought to be removed. In response to Mr. Hoshibata's inquiry, Chair Louie said there are no specific development plans for Irwin Park. There was a previous proposal by Trinity to develop a combination park and parking lot but there are no specific plans or timeframe before the Board currently. Chair Louie said, in his view, Irwin Park is still a viable site for development.

ADJOURNMENT

There was no other business, and Chair Louie adjourned the meeting at 11:11 a.m.

GOVERNOR'S MESSAGES RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE

Gov. Msg. No. 327, informing the Senate that on May 2, 2001, he signed the following bills into law:

House Bill No. 628 as Act 80, entitled: "RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS";

House Bill No. 654 as Act 81, entitled: "RELATING TO SAFE DRINKING WATER";

Senate Bill No. 212 as Act 82, entitled: "RELATING TO TEMPORARY INSTRUCTION PERMIT";

Senate Bill No. 797 as Act 83, entitled: "RELATING TO PUBLIC SERVICE";

Senate Bill No. 1084 as Act 84, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION";

Senate Bill No. 1142 as Act 85, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR EARLY INTERVENTION SERVICES";

Senate Bill No. 1341 as Act 86, entitled: "RELATING TO THE UNITED STATES SELECTIVE SERVICE SYSTEM"; and

Senate Bill No. 1509 as Act 87, entitled: "RELATING TO OFFENSES AGAINST PROPERTY RIGHTS."

Gov. Msg. No. 328, informing the Senate that on May 3, 2001, he signed the following bills into law:

Senate Bill No. 1044 as Act 88, entitled: "RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS";

Senate Bill No. 1046 as Act 89, entitled: "RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND"; and

Senate Bill No. 1096 as Act 90, entitled: "RELATING TO GOVERNMENT."

Gov. Msg. No. 329, informing the Senate that on May 7, 2001, he signed into law Senate Bill No. 1512 as Act 91, entitled: "RELATING TO THE PENAL CODE."

Gov. Msg. No. 330, informing the Senate that on May 15, 2001, he signed into law House Bill No. 1273 as Act 92, entitled: "RELATING TO TRANSPORTATION."

Gov. Msg. No. 331, informing the Senate that on May 17, 2001, he signed into law Senate Bill No. 1165 as Act 93, entitled: "RELATING TO PENALTIES FOR NATURAL RESOURCES."

Gov. Msg. No. 332, informing the Senate that on May 18, 2001, he signed the following bills into law:

House Bill No. 384 as Act 94, entitled: "RELATING TO THE PENAL CODE";

House Bill No. 526 as Act 95, entitled: "RELATING TO CHILD SUPPORT ENFORCEMENT";

House Bill No. 531 as Act 96, entitled: "RELATING TO NONCONSENSUAL COMMON LAW LIENS";

House Bill No. 533 as Act 97, entitled: "RELATING TO ANTITRUST";

House Bill No. 543 as Act 98, entitled: "RELATING TO HOMELESS PROGRAMS";

House Bill No. 544 as Act 99, entitled: "RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII";

House Bill No. 550 as Act 100, entitled: "RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII";

House Bill No. 564 as Act 101, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM";

House Bill No. 565 as Act 102, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM";

House Bill No. 567 as Act 103, entitled: "RELATING TO UNCLAIMED PROPERTY";

House Bill No. 576 as Act 104, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM";

House Bill No. 599 as Act 105, entitled: "RELATING TO NONPROFIT CORPORATIONS";

House Bill No. 611 as Act 106, entitled: "RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES";

House Bill No. 612 as Act 107, entitled: "RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM";

House Bill No. 613 as Act 108, entitled: "RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS";

House Bill No. 614 as Act 109, entitled: "RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM";

House Bill No. 624 as Act 110, entitled: "RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED";

House Bill No. 653 as Act 111, entitled: "RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS";

House Bill No. 670 as Act 112, entitled: "RELATING TO EMPLOYMENT SECURITY";

House Bill No. 715 as Act 113, entitled: "RELATING TO THE INTEGRATED TAX INFORMATION MANAGEMENT SYSTEMS ACQUISITION BY THE DEPARTMENT OF TAXATION";

House Bill No. 730 as Act 114, entitled: "RELATING TO THE UNIVERSITY OF HAWAII";

House Bill No. 735 as Act 115, entitled: "RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII";

House Bill No. 996 as Act 116, entitled: "RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS";

House Bill No. 1048 as Act 117, entitled: "RELATING TO THE STATE LIBRARIAN";

House Bill No. 1118 as Act 118, entitled: "RELATING TO HUNTING";

Senate Bill No. 699 as Act 119, entitled: "RELATING TO TAXATION";

Senate Bill No. 1067 as Act 120, entitled: "RELATING TO LIMITING HURRICANE PROPERTY INSURANCE RISK";

Senate Bill No. 1069 as Act 121, entitled: "RELATING TO INSURANCE";

Senate Bill No. 1101 as Act 122, entitled: "RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED";

Senate Bill No. 1115 as Act 123, entitled: "RELATING TO HUMAN RESOURCES";

Senate Bill No. 1119 as Act 124, entitled: "RELATING TO PRESCRIPTION DRUGS"; and

Senate Bill No. 1193 as Act 125, entitled: "RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS."

Gov. Msg. No. 333, informing the Senate that on May 22, 2001, he signed the following bills into law:

House Bill No. 144 as Act 126, entitled: "RELATING TO KAHO'OLAWA ISLAND RESERVE";

House Bill No. 152 as Act 127, entitled: "RELATING TO THE JUDICIARY";

House Bill No. 594 as Act 128, entitled: "RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES";

House Bill No. 600 as Act 129, entitled: "RELATING TO BUSINESS REGISTRATION";

House Bill No. 693 as Act 130, entitled: "RELATING TO THE BUREAU OF CONVEYANCES";

Senate Bill No. 98 as Act 131, entitled: "RELATING TO LEGAL SERVICES FOR THE INDIGENT";

Senate Bill No. 589 as Act 132, entitled: "RELATING TO DENTAL INSURANCE";

Senate Bill No. 716 as Act 133, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES";

Senate Bill No. 1045 as Act 134, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS";

Senate Bill No. 1065 as Act 135, entitled: "RELATING TO ARCHITECTS";

Senate Bill No. 1071 as Act 136, entitled: "RELATING TO INSURANCE"; and

Senate Bill No. 1262 as Act 137, entitled: "RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Gov. Msg. No. 334, informing the Senate that on May 24, 2001, he signed the following bills into law:

House Bill No. 123 as Act 138, entitled: "RELATING TO SPEEDING";

House Bill No. 168 as Act 139, entitled: "RELATING TO ELECTIONS";

House Bill No. 508 as Act 140, entitled: "RELATING TO IRRIGATION PROJECTS";

House Bill No. 869 as Act 141, entitled: "RELATING TO AGRICULTURAL LOANS";

House Bill No. 1115 as Act 142, entitled: "RELATING TO THE ADMISSIBILITY OF PAID BILLS IN COURT";

House Bill No. 1345 as Act 143, entitled: "RELATING TO ENERGY CONTENT OF FUELS";

Senate Bill No. 105 as Act 144, entitled: "RELATING TO KIKALA-KEOKEA";

Senate Bill No. 423 as Act 145, entitled: "RELATING TO CIVIL PROCEEDINGS";

Senate Bill No. 905 as Act 146, entitled: "RELATING TO THE ENFORCEMENT OF THE LOBBYIST LAW";

Senate Bill No. 1048 as Act 147, entitled: "RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND";

Senate Bill No. 1050 as Act 148, entitled: "RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS";

Senate Bill No. 1062 as Act 149, entitled: "RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES";

Senate Bill No. 1113 as Act 150, entitled: "RELATING TO PUBLIC ASSISTANCE";

Senate Bill No. 1126 as Act 151, entitled: "RELATING TO CRIMINAL HISTORY"; and

Senate Bill No. 1164 as Act 152, entitled: "RELATING TO THE FOREST STEWARDSHIP PROGRAM."

Gov. Msg. No. 335, informing the Senate that on May 25, 2001, he signed the following bills into law:

House Bill No. 596 as Act 153, entitled: "RELATING TO THE HAWAII HURRICANE RELIEF FUND";

House Bill No. 702 as Act 154, entitled: "RELATING TO CORRECTIONAL HEALTH CARE";

House Bill No. 786 as Act 155, entitled: "MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES";

House Bill No. 962 as Act 156, entitled: "RELATING TO A SENTENCING SIMULATION MODEL";

House Bill No. 1405 as Act 157, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS";

House Bill No. 1686 as Act 158, entitled: "RELATING TO THE ISSUANCE OF REVENUE BONDS FOR INTER-ISLAND MARITIME TRANSPORTATION";

Senate Bill No. 24 as Act 159, entitled: "RELATING TO PUBLIC EMPLOYMENT";

Senate Bill No. 498 as Act 160, entitled: "MAKING AN APPROPRIATION FOR THE NANAKULI HOMESTEAD CEMETERY";

Senate Bill No. 638 as Act 161, entitled: "MAKING AN APPROPRIATION FOR THE MOLOKAI IRRIGATION SYSTEM";

Senate Bill No. 805 as Act 162, entitled: "RELATING TO CONTROLLED SUBSTANCES";

Senate Bill No. 1081 as Act 163, entitled: "RELATING TO EDUCATION"; and

Senate Bill No. 1264 as Act 164, entitled: "RELATING TO AQUACULTURE."

Gov. Msg. No. 336, informing the Senate that on May 29, 2001, he signed the following bills into law:

House Bill No. 186 as Act 165, entitled: "RELATING TO THE PUBLIC LAND TRUST";

House Bill No. 210 as Act 166, entitled: "RELATING TO AGRICULTURE";

House Bill No. 369 as Act 167, entitled: "RELATING TO RECYCLING";

House Bill No. 513 as Act 168, entitled: "RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR";

House Bill No. 538 as Act 169, entitled: "RELATING TO COASTAL ZONE MANAGEMENT";

House Bill No. 583 as Act 170, entitled: "RELATING TO THE CODE OF FINANCIAL INSTITUTIONS";

House Bill No. 676 as Act 171, entitled: "RELATING TO OCCUPATIONAL AND CAREER INFORMATION";

House Bill No. 708 as Act 172, entitled: "RELATING TO PUBLIC SAFETY";

House Bill No. 1111 as Act 173, entitled: "RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES";

Senate Bill No. 535 as Act 174, entitled: "RELATING TO EDUCATION";

Senate Bill No. 597 as Act 175, entitled: "RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES";

Senate Bill No. 704 as Act 176, entitled: "RELATING TO CRIME VICTIM COMPENSATION";

Senate Bill No. 986 as Act 177, entitled: "RELATING TO AQUACULTURE";

Senate Bill No. 1011 as Act 178, entitled: "RELATING TO GEOGRAPHIC INFORMATION SYSTEMS";

Senate Bill No. 1013 as Act 179, entitled: "RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY";

Senate Bill No. 1030 as Act 180, entitled: "RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY";

Senate Bill No. 1034 as Act 181, entitled: "MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS";

Senate Bill No. 1035 as Act 182, entitled: "MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS";

Senate Bill No. 1036 as Act 183, entitled: "MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS";

Senate Bill No. 1060 as Act 184, entitled: "RELATING TO ESCROW DEPOSITORIES";

Senate Bill No. 1066 as Act 185, entitled: "RELATING TO INSURANCE";

Senate Bill No. 1315 as Act 186, entitled: "RELATING TO EDUCATION";

Senate Bill No. 1382 as Act 187, entitled: "RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS";

Senate Bill No. 1385 as Act 188, entitled: "RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION"; and

Senate Bill No. 1405 as Act 189, entitled: "RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC."

Gov. Msg. No. 337, informing the Senate that on May 30, 2001, he signed into law Senate Bill No. 710 as Act 190, entitled: "MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Gov. Msg. No. 338, informing the Senate that on May 31, 2001, he signed the following bills into law:

House Bill No. 204 as Act 191, entitled: "RELATING TO PLANNED COMMUNITY ASSOCIATIONS";

House Bill No. 647 as Act 192, entitled: "RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD";

House Bill No. 731 as Act 193, entitled: "RELATING TO THE UNIVERSITY OF HAWAII";

House Bill No. 1243 as Act 194, entitled: "RELATING TO CAPTIVE INSURANCE";

House Bill No. 1309 as Act 195, entitled: "RELATING TO SPECIAL PURPOSE REVENUE BONDS";

Senate Bill No. 65 as Act 196, entitled: "RELATING TO CRIMINAL PROCEDURE";

Senate Bill No. 224 as Act 197, entitled: "MAKING AN APPROPRIATION FOR PINEAPPLE RESEARCH";

Senate Bill No. 591 as Act 198, entitled: "RELATING TO OCCUPATIONAL THERAPISTS";

Senate Bill No. 854 as Act 199, entitled: "RELATING TO TAXATION";

Senate Bill No. 1054 as Act 200, entitled: "RELATING TO THE MANAGEMENT OF FINANCING AGREEMENTS";

Senate Bill No. 1110 as Act 201, entitled: "RELATING TO CHILD CARE";

Senate Bill No. 1162 as Act 202, entitled: "RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS";

Senate Bill No. 1178 as Act 203, entitled: "RELATING TO CONTROLLED SUBSTANCES";

Senate Bill No. 1209 as Act 204, entitled: "RELATING TO CLAIMS AGAINST THE UNIVERSITY OF HAWAII AND PROVIDING APPROPRIATIONS THEREFOR"; and

Senate Bill No. 1379 as Act 205, entitled: "RELATING TO COLLECTIVE BARGAINING COST ITEMS."

Gov. Msg. No. 339, informing the Senate that on June 2, 2001, he signed the following bills into law:

House Bill No. 407 as Act 206, entitled: "RELATING TO THE GENERAL EXCISE TAX";

House Bill No. 644 as Act 207, entitled: "RELATING TO PRESCRIPTION DRUGS";

House Bill No. 861 as Act 208, entitled: "RELATING TO THE OPERATIONS AND MAINTENANCE OF CERTAIN AGRICULTURE-RELATED INFRASTRUCTURE ON KAUAI";

House Bill No. 946 as Act 209, entitled: "RELATING TO EDUCATION";

House Bill No. 1685 as Act 210, entitled: "RELATING TO TAXATION";

Senate Bill No. 28 as Act 211, entitled: "RELATING TO DISLOCATED WORKERS";

Senate Bill No. 67 as Act 212, entitled: "RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS";

Senate Bill No. 221 as Act 213, entitled: "RELATING TO AGRICULTURE";

Senate Bill No. 684 as Act 214, entitled: "RELATING TO FEES OF THE SHERIFF'S OFFICE";

Senate Bill No. 981 as Act 215, entitled: "RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES";

Senate Bill No. 1068 as Act 216, entitled: "RELATING TO PRODUCER LICENSING";

Senate Bill No. 1349 as Act 217, entitled: "RELATING TO MUTUAL BENEFIT SOCIETIES";

Senate Bill No. 1414 as Act 218, entitled: "MAKING APPROPRIATIONS FOR UNIFORM LAWS";

Senate Bill No. 1455 as Act 219, entitled: "RELATING TO THE CHILDREN'S ADVOCACY PROGRAM"; and

Senate Bill No. 1550 as Act 220, entitled: "RELATING TO INSURANCE."

Gov. Msg. No. 340, informing the Senate that on June 8, 2001, he signed into law House Bill No. 175 as Act 221, entitled: "RELATING TO TAXATION."

Gov. Msg. No. 341, informing the Senate that on June 12, 2001, he signed into law Senate Bill No. 643 as Act 222, entitled: "RELATING TO DOGS."

Gov. Msg. No. 342, dated June 12, 2001, transmitting his statement of objections to House Bill No. 505 which he has returned to the House of Representatives without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

June 12, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 505

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 505, entitled 'A Bill for an Act Relating to Public Lands.'

The purpose of this bill is to provide that any transfer of the Ala Wai Golf Course by executive order be subject to disapproval by a majority of both houses of the Legislature or two-thirds vote of either house.

This bill is unnecessary and redundant. The existing state law, section 171-11, Hawaii Revised Statutes, clearly spells out the procedure for the Governor to issue executive orders to set aside or withdraw public lands and for the Legislature to disapprove them. I have made it clear from the onset that the Ala Wai Golf Course executive order would follow this procedure. I can see no useful purpose in signing into law a bill that simply reiterates an already existing law.

For the foregoing reasons, I am returning House Bill No. 505 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 505, entitled 'A Bill for an Act Relating to Public Lands,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 505 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 505 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 12th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

Gov. Msg. No. 343, informing the Senate that on June 13, 2001, the following bills were signed into law:

House Bill No. 16 as Act 223, entitled: "RELATING TO REAL ESTATE BROKERS AND SALESPERSONS";

House Bill No. 79 as Act 224, entitled: "RELATING TO REAL PROPERTY DISCLOSURES";

House Bill No. 118 as Act 225, entitled: "RELATING TO FAMILY CHILD CARE";

House Bill No. 159 as Act 226, entitled: "RELATING TO THE UNIVERSITY OF HAWAII";

House Bill No. 160 as Act 227, entitled: "RELATING TO FRAUDULENT CLAIMS";

House Bill No. 896 as Act 228, entitled: "RELATING TO THE REVISED UNIFORM COMMERCIAL CODE ARTICLE 9 – SECURED TRANSACTIONS";

House Bill No. 945 as Act 229, entitled: "RELATING TO SOCIAL WORK";

House Bill No. 986 as Act 230, entitled: "RELATING TO IDENTIFICATION DOCUMENTS";

House Bill No. 1138 as Act 231, entitled: "RELATING TO SUBMISSION OF REPORTS TO THE LEGISLATURE";

House Bill No. 1231 as Act 232, entitled: "RELATING TO CONDOMINIUMS";

House Bill No. 1255 as Act 233, entitled: "RELATING TO MINORS";

House Bill No. 1287 as Act 234, entitled: "RELATING TO AGRICULTURE";

House Bill No. 1339 as Act 235, entitled: "RELATING TO WATER SUPPLY BOARDS";

Senate Bill No. 48 as Act 236, entitled: "RELATING TO PUBLIC LANDS";

Senate Bill No. 178 as Act 237, entitled: "RELATING TO CONDOMINIUM PROPERTY REGIMES";

Senate Bill No. 469 as Act 238, entitled: "MAKING AN APPROPRIATION FOR PARKING FOR PERSONS WITH DISABILITIES";

Senate Bill No. 525 as Act 239, entitled: "RELATING TO TEXTBOOKS";

Senate Bill No. 951 as Act 240, entitled: "RELATING TO HATE CRIMES";

Senate Bill No. 1079 as Act 241, entitled: "RELATING TO LIMITED LIABILITY PARTNERSHIPS";

Senate Bill No. 1082 as Act 242, entitled: "RELATING TO EDUCATION"; and

Senate Bill No. 1208 as Act 243, entitled: "RELATING TO THE UNIVERSITY OF HAWAII."

Gov. Msg. No. 344, informing the Senate that on June 14, 2001, the following bills were signed into law:

House Bill No. 201 as Act 244, entitled: "RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION ACT";

Senate Bill No. 1061 as Act 245, entitled: "RELATING TO REAL ESTATE BROKERS";

Senate Bill No. 1123 as Act 246, entitled: "RELATING TO VITAL RECORDS"; and

Senate Bill No. 1173 as Act 247, entitled: "RELATING TO THE ENVIRONMENT."

Gov. Msg. No. 345, informing the Senate that on June 18, 2001, he signed into law Senate Bill No. 1460 as Act 248, entitled: "RELATING TO THE INTERMEDIATE APPELLATE COURT."

Gov. Msg. No. 346, dated June 20, 2001, transmitting his statement of objections to House Bill Nos. 236, 271, 282, 444, 480, 503, 638, 645, 868, 1100, 1234 and 1586 which he has returned to the House of Representatives without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 236

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 236, entitled 'A Bill for an Act Relating to Sexual Assault.'

Then primary purpose of House Bill No. 236 is to address the age of consent for consensual sexual activity. The bill criminalizes consensual sexual penetration and contact with a minor, who is between the ages of 14 and 16, if the actor is more than five years older than the minor and not married to the minor.

Hawaii currently has some of the strictest statutes in the nation concerning sexual assaults. Under these statutes, it is a crime for anyone to engage in acts of sexual penetration or contact without the consent of the other person regardless of the victim's age. This bill creates crimes that only apply to consensual sexual activity and that are defined by the relative ages of the individuals involved. The legislative history of this bill reflects opposition to this approach by the Hawaii Commission on the Status of Women, the Honolulu Police Department, the Sex Abuse Treatment Center, the Coalition for the Prevention of Sexual Assault, and the Honolulu Prosecuting Attorney. These crimes that are created by this bill are overly broad and in some situations may inappropriately bring teenagers and young adults, as both victims and defendants, into the State's criminal justice system. In these cases, neither society's interests relating to criminal law enforcement nor the well-being of these teenagers and young adults will be advanced by this approach.

The legislative history of this bill demonstrates that the age of sexual consent issue involves complex social issues that are surrounded by very strong opinions within our community. At the present time, there has not been any comprehensive study as to the best way to address this issue. The need for such a comprehensive study by a broad range of community members and experts is recognized by the provision in this bill that creates an extensive task force to study the bill's impact. Such a comprehensive study should precede, not follow, the enactment of legislation in this area. Hawaii's Coalition for the Prevention of Sexual Assault is already embarked upon the process of such a study that would provide the Legislature with factual information, expert opinions, and information regarding the experience of other states that have legislated in this area. The Coalition's study can be accomplished without this bill and will provide recommendations for the best way to develop public policy in this area.

Finally, the language of this bill that creates offenses defined by the relative ages of the individuals involved can create undesirable results. For example, a 19-year-old person who exercises poor judgment and engages in consensual sexual activity with a 14-year-old person could be prosecuted and branded as a sex offender for life under this bill. Additionally, the 'not less than five years older than the minor' language that is employed in the bill is vague and can result in unexpected behavioral windows of criminal activity by teenagers. For example, an 18-year-old person who is having a consensual sexual relationship with a 14-year-old minor will become a sex offender at his or her nineteenth birthday when the 'not less than five years older' period is exceeded. Once the minor has a birthday, the relationship between the two would again become legal.

For the foregoing reasons, I am returning House Bill No. 236 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 236, entitled 'A Bill for an Act Relating to Sexual Assault,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 236 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 236 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 271

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 271, entitled 'A Bill for an Act Relating to Motor Vehicle Rental Industry.'

The purpose of this bill is to allow car rental companies to take the sale of collision damage waivers (CDW) into consideration when compensating their employees.

This bill is objectionable because it would overturn an important consumer protection law and would create interpretation and enforcement problems. Currently, the law prohibits any commissions arising from sales of CDW. This ban has been very effective in reducing hard sales or scare tactics to pressure renters into buying CDW. Because many of those who rent cars are tourists, it is likely that the problems associated with sales of CDW are underreported and more tourists than we know of are still being subjected to aggressive sales practices. By allowing employers to consider sales of CDW in calculating compensation, this bill would encourage these aggressive sales tactics. Moreover, this bill would create enforcement problems because it continues the prohibition on 'direct' commissions but allows 'indirect' commissions on CDW sales without defining what is permitted and what is not.

For the foregoing reasons, I am returning House Bill No. 271 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 271, entitled 'A Bill for an Act Relating to Motor Vehicle Rental Industry,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 271 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 271 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 282

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 282, entitled 'A Bill for an Act Relating to the State Council on Developmental Disabilities.'

The purpose of House Bill No. 282 is to amend terminology in chapter 333E, Hawaii Revised Statutes, to comply with recent changes to the federal developmental disabilities law.

A substantially similar bill, Senate Bill No. 597, was also passed by the Legislature. However, Senate Bill No. 597 also amends sections 333F-2, 333F-18, 348-8, and 560:5-610, Hawaii Revised Statutes, to conform to the changes made to chapter 333E. Because I intend to approve Senate Bill No. 597, which will accomplish the purpose of House Bill No. 282, there is no necessity to also approve this bill.

For the foregoing reasons, I am returning House Bill No. 282 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 282, entitled 'A Bill for an Act Relating to the State Council on Developmental Disabilities,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 282 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 282 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 444

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 444, entitled 'A Bill for an Act Relating to Burial Sites.'

The purpose of this bill is to allow the Department of Land and Natural Resources (DLNR) State Historic Preservation Division (SHPD) to provide archaeological services for a fee for consultation and removal of human skeletal remains on private property.

Currently, if human skeletal remains are found on private property, DLNR's SHPD staff is sent to investigate whether the human remains are over fifty years old and to take appropriate action to preserve and protect the human remains. There are instances in which the SHPD staff will permit the removal of the inadvertently discovered human skeletal remains when there is imminent harm to the human remains (e.g., when the ocean has eroded the remains from the shoreline). In all other cases, the landowner, developer, or permittee is advised to contract with a consulting archaeologist to remove the remains. There are about fifteen archaeological companies that provide this service.

This bill is objectionable for two primary reasons. First, there is no need for the State to compete with private archaeological firms to provide this service. There is no

evidence that SHPD's rates will be more affordable than the prevailing rates of private archaeologists. Second, there is no need for SHPD to expand its program to provide this additional service.

For the foregoing reasons, I am returning House Bill No. 444 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 444, entitled 'A Bill for an Act Relating to Burial Sites,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 444 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 444 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 480

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 480, entitled 'A Bill for an Act Making an Appropriation for Business Specialist Positions.'

The purpose of this bill is to appropriate funds to hire three business specialists – one for each of the school districts of Hawaii, Kauai, and Maui.

This bill is objectionable because the Department of Education already has the means to provide additional business services to the targeted school districts. In the general

appropriations bill, the Legislature appropriated funds for 42.00 temporary business support assistant positions. These business support assistants will be providing the same services as the business specialists and the Department of Education will be free to assign these business support assistants to any of its school districts.

For the foregoing reasons, I am returning House Bill No. 480 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 480, entitled 'A Bill for an Act Making an Appropriation for Business Specialist Positions,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 480 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 480 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 503

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 503, entitled 'A Bill for an Act Relating to State Leases.'

The purpose of House Bill No. 503 is to provide a solution to the uncertainty faced by agricultural lessees whose state leases are nearing expiration. This bill allows the Board of Land and Natural Resources (BLNR), without public auction, to enter into a lease extension or a new agricultural lease with the existing

lessee if: (1) the lease has expired or will expire within five years; (2) there are no other qualified bidders for a leased property, or there are other comparable lands available to other potential lessees; (3) the land is being actively and productively used for the purposes stated in the lease; (4) the current lessee is not otherwise in default under the terms of the lease or permit; and (5) the BLNR has not determined that the public interest dictates that the land should be converted to other uses.

This bill is not necessary because lease extensions are already authorized under the current statutes. Presently, to qualify for an extension, a loan to fund leasehold improvements is required. This assures that the State will be obtaining value in return for the additional lease period. Under this bill, there is no requirement for a loan; the lease is extended without the State's obtaining some value in return for the additional lease period. Furthermore, the public interest may not be served because there are no limits on the number of times a lease can be extended, which may result in the properties subject to extended leases being essentially privatized.

This bill authorizes the BLNR to negotiate an extended lease if it is determined that there are other comparable lands available in the same area that are of similar size and suitable for similar purposes. The determination of what property is substantially comparable is subjective because, unlike parcels in a subdivision, state lands are of different sizes and contain different geographical features. Suitability would be difficult to determine. Moreover, this bill may result in increased time, effort, and costs in preparing advertising and solicitation notices for these extended leases, because, in cases where the proposed lease extension is advertised and other interested parties qualify to bid on the lease, the BLNR is required to conduct the process of advertising and qualifying bidders a second time.

For the foregoing reasons, I am returning House Bill No. 503 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 503, entitled 'A Bill for an Act Relating to State Leases,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 503 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 503 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,

State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 638

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 638, entitled 'A Bill for an Act Relating to Public Assistance.'

The purpose of this bill is to amend section 346-29.5, Hawaii Revised Statutes, to delete the requirement that the Department of Human Services annually file updated liens with the Bureau of Conveyances and clarify that the Department's annual update of home property liens is an internal departmental accounting measure. The bill also removes the prohibition from initiating probate proceedings to enforce its liens and provides that the recording and tracking procedures apply to each type of lien provided in section 346-29.5.

This bill amends section 346-29.5(b) to change the numbering and alignment of the paragraphs and subparagraphs in a manner that result in internal ambiguities. The companion bill, Senate Bill No. 1113, was also passed by the Legislature and does not contain the internal ambiguities. Because I intend to approve Senate Bill No. 1113, there is no necessity to also approve this bill.

For the foregoing reasons, I am returning House Bill No. 638 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 638, entitled 'A Bill for an Act Relating to Public Assistance,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 638 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of

Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 638 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 645

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 645, entitled 'A Bill for an Act Relating to Endangering the Welfare of Incompetent Persons.'

The purpose of House Bill No. 645 is to expand the legal protections for the elderly and dependent adult populations by creating first and second degree penal sanctions against persons who intentionally or recklessly act in a manner likely to be injurious to the physical or mental welfare of these vulnerable adults. However, this bill actually reduces the legal protections for these adults and fails to carry out its intended purpose.

House Bill No. 645 contains the elements of the crime of Endangering the Welfare of an Incompetent Person in the Second Degree ('Endangering 2nd') which are nearly the same as the elements of the crime of Assault in the Third Degree. Both make it a crime to 'recklessly cause bodily injury to another person' and are misdemeanors. Importantly, however, it would be more difficult to prosecute a perpetrator under Endangering 2nd because it would require the prosecution to prove the additional element that the victim is an 'incompetent' or 'dependent' adult. Thus, Endangering 2nd does nothing to protect these vulnerable adults.

Both Endangering the Welfare of an Incompetent Person in the First Degree ('Endangering 1st') and Endangering 2nd contain the element of 'bodily injury,' which in turn requires proof of 'physical pain.' In many instances, victims of elderly or dependent adult abuse simply cannot testify at court because of their disabilities. Therefore, it would be difficult to prove beyond a reasonable doubt that those victims suffered pain as the bill requires. Additionally, many victims cannot testify with regard to their pain because they are insensate or are unable to feel pain. The unfortunate result is that otherwise egregious conduct would go without prosecution.

Finally, both Endangering 1st and 2nd fail to address the frequently occurring problem of patient or resident neglect. The original language of the bill addressed the neglect cases by allowing for the prosecution under circumstances that rose to the level where injury to the physical or mental welfare of that person occurred or was very likely to occur. Cases of neglect, which should be prosecuted, would not be prosecuted at all under this bill.

For the foregoing reasons, I am returning House Bill No. 645 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 645, entitled 'A Bill for an Act Relating to Endangering the Welfare of Incompetent Persons,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 645 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 645 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 868

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 868, entitled 'A Bill for an Act Relating to the Board of Education.'

The purpose of this bill is to clarify that the military liaison to the Board of Education shall be seated with board members during meetings and participate fully on board matters, except those matters discussed in executive session.

Section 302A-1101(c), Hawaii Revised Statutes, which authorizes the Board of Education to invite the senior military commander in Hawaii to appoint a nonvoting military representative to the board, already permits the military liaison to participate in Board of Education meetings. Furthermore, every Board of Education meeting agenda has a standing agenda item specifically for the military representative to

provide input and advice. There is no necessity to statutorily require the military representative to be seated with the board members and to statutorily require the military representative to participate in all discussions of the board.

For the foregoing reasons, I am returning House Bill No. 868 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 868, entitled 'A Bill for an Act Relating to the Board of Education,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 868 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 868 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1100

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1100, entitled 'A Bill for an Act Relating to the Budget of the Office of Hawaiian Affairs.'

The purpose of House Bill No. 1100 is to provide the Office of Hawaiian Affairs with funds with which to meet its operating needs for the fiscal biennium 2001-2003.

A clerical procedural error caused uncertainty as to the validity of the passage of this bill during the regular session of 2001. To eliminate the uncertainty as to the validity of the

passage of the budget appropriations for the Office of Hawaiian Affairs, the Legislature convened in special session and passed a replacement bill, House Bill No. 2. Because I intend to approve House Bill No. 2 of the special session, the purpose of this bill will be achieved and this bill is no longer needed.

For the foregoing reason, I am returning House Bill No. 1100 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1100, entitled 'A Bill for an Act Relating to the Budget of the Office of Hawaiian Affairs,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1100 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1100 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1234

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1234, entitled 'A Bill for an Act Relating to QUEST.'

The purpose of House Bill No. 1234 is to accomplish the following: (1) to require the Department of Human Services (DHS) to incorporate a new risk adjustment for child births if there is a substantial disparity in the number of child births among QUEST health plans; (2) to define enabling services in accordance with federally qualified health center (FQHC)

services; and (3) to increase eligibility for Med-QUEST assistance for children by including families whose income level is up to three hundred percent of the federal poverty level.

This bill is partially unnecessary, because recently enacted federal legislation requires reimbursement of enabling services to FQHCs and DHS is currently coordinating with FQHCs to identify enabling services. Furthermore, the increase in eligibility for Med-QUEST assistance for children is conditioned on 'the resources available,' but no appropriation of funds is made to provide Med-QUEST services for children whose families' income level is up to three hundred percent of the federal poverty level.

For the foregoing reasons, I am returning House Bill No. 1234 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1234, entitled 'A Bill for an Act Relating to QUEST,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1234 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1234 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1586

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1586, entitled 'A Bill for an Act Relating to Unemployment.'

The purpose of this bill is to extend unemployment insurance benefits for an additional six months to displaced employees of Amfac Sugar Kauai who are enrolled in and attending an approved vocational training or education program.

If all of the displaced Amfac Sugar Kauai employees utilize this program, it is estimated that the cost to the Unemployment Trust Fund may be \$5,000,000. The reduction in the Unemployment Trust Fund may result in a higher unemployment tax to all employers.

In addition, extending unemployment benefits for only former Amfac Sugar Kauai employees creates a special group of unemployed workers. The Employment Security Law should be implemented fairly for all unemployed workers. Moreover, the intent of the unemployment program is to provide economic assistance to all eligible unemployed workers on a short-term, temporary basis, and is distinguished from the traditional welfare program that is based on need.

For the foregoing reasons, I am returning House Bill No. 1586 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1586, entitled 'A Bill for an Act Relating to Unemployment,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1586 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1586 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

Gov. Msg. No. 347, dated June 20, 2001, transmitting his statement of objections to Senate Bill Nos. 549, 654, 670, 758, 927, 1028, 1473 and 1535 which he has returned to the Senate without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 549

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 549, entitled 'A Bill for an Act Making an Appropriation for the Establishment of Manufacturing Extension Programs.'

The purpose of this bill is to appropriate \$300,000 for each of the fiscal years 2001-2002 and 2002-2003 from the employment and training fund (ETF) to the Hawaii Manufacturing Extension Partnership to match federal funds to improve performance of manufacturing enterprises in Hawaii.

The ETF is a special fund that is funded by an employer tax assessment. The expenditure of ETF funds must comply with the statutory requirements of section 383-128, Hawaii Revised Statutes. Therefore, ETF funds may only be used to offer employment-related training. This bill, however, authorizes an inappropriate use of ETF funds for such services as commercializing new manufacturing and high technology products and assisting firms to adopt new techniques and practices.

In addition, the ETF assessment rates have been reduced from 0.05 percent to 0.03 percent in 2001, and will be further reduced to 0.01 percent in 2002. ETF assessments will also sunset on December 31, 2003. Thus, ETF funds may not be available to continue the manufacturing extension programs.

For the foregoing reasons, I am returning Senate Bill 549 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N"

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 549, entitled 'A Bill for an Act Making an Appropriation for the Establishment of Manufacturing Extension Programs,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 549 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 549 with my

objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 654

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 654, entitled 'A Bill for an Act Relating to Medicaid.'

The purpose of this bill is to require the State to withdraw and amend the state Medicaid plan amendment that reduced the amount of reimbursement paid to Medicaid service providers.

This bill is objectionable because no funds were appropriated for the purpose of this bill. The Medicaid plan amendment was approved in 2000 by the United States Health Care Financing Administration and the budgeted amounts for the reimbursement of Medicaid service providers are based on the reduced rates. Without additional moneys for the payment of higher rates, the Department of Human Services cannot restore the pre-amendment rates.

For the foregoing reasons, I am returning Senate Bill No. 654 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N"

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 654, entitled 'A Bill for an Act Relating to Medicaid,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 654 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 654 with my

objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 670

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 670, entitled 'A Bill for an Act Relating to the Hawaii State Student Council.'

The purpose of this bill is to formally establish the Hawaii State Student Council in the Hawaii Revised Statutes. The bill provides for a council composed of twenty-three student representatives and the student member of the Board of Education, which will convene an annual student conference from grades 7 through 12 to discuss education and youth issues, and to prepare a report for the Governor, the Legislature, and the Board of Education. The bill also authorizes the council to establish its policies and procedures, select the student member of the Board of Education, and invite student representatives from the Hawaii Association of Independent Schools to participate in the annual student conference.

This bill is objectionable because it is not necessary to statutorily establish the council. Furthermore, increasing the membership of the council will add an unnecessary expenditure when the council, in its current form, has been successfully performing its functions without specific statutory authority. The Hawaii State Student Council has been operating since 1970 without statutory authority as a student organization under the purview of the Board of Education. In its current form seven students, one from each school district representing grades 7 through 12, meet once a month with a student adviser. The present Hawaii State Student Council already assists with planning the annual student conference, pursuant to chapter 317, Hawaii Revised Statutes, and with the selection of the Board of Education student member, as prescribed in the bill.

This bill increases the number of Hawaii State Student Council members to twenty-four students, which will require additional funds to finance the travel and other expenses for the expanded membership. Additionally, a staff member is presently assigned to the Hawaii State Student Council, concurrently with other student activities responsibilities. Enactment of this bill may require the Department of Education to assign a position solely to assist the larger Hawaii State Student Council, and to staff the conference planning committee.

For the foregoing reasons, I am returning Senate Bill No. 670 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 670, entitled 'A Bill for an Act Relating to the Hawaii State Student Council,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 670 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 670 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 758

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 758, entitled 'A Bill for an Act Relating to Driver's Licenses.'

The purpose of this bill is to amend section 286-108, Hawaii Revised Statutes, to require the examiner of drivers to provide written driver's license examinations in foreign languages as determined by the department of transportation.

This bill is objectionable because it is unnecessary. Chapter 19-122 of the Hawaii Administrative Rules provides for an applicant for a driver license to be examined in a foreign language if the applicant has difficulty understanding the English language. Therefore, Hawaii's driver licensing rules already provide the means for the examiner of drivers to give written examination in a foreign language.

For the foregoing reason, I am returning Senate Bill No. 758 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 758, entitled 'A Bill for an Act Relating to Driver's Licenses,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 758 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 758 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 927

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 927, entitled 'A Bill for an Act Relating to Adult Day Health Care Centers.'

The purpose of this bill is to appropriate \$300,000 in general funds each year for fiscal year 2001-2002 and 2002-2003, to allow the Research Corporation of the University of Hawaii (RCUH) to negotiate for the development of a program to provide for the development of adult day health care centers for the frail and elderly and for physically and mentally disabled adults. The bill will also require that a research center be included to collect data, research equipment, and test material.

While the need for health care centers is unquestioned, it is the Department of Health, not the RCUH, that should be undertaking such responsibility with the considerable funds that are already appropriated to the Department of Health. In 1991, the Legislature provided about \$2,000,000 to establish a program for all-inclusive care for the elderly (PACE) demonstration project at Maluhia Hospital, which now has

about ninety participants who are served by an interdisciplinary team of professionals. The PACE budget is currently about \$2,200,000 and is self-sufficient. Revenues come from a monthly fee of about \$2,100 per participant. Of the \$2,200,000 in revenues, about \$1,980,000 is from Medicaid payments and the balance from private paying individuals and Medicare payments. Statistical data is collected that can be shared with researchers. Because there already are successful programs in existence, there is no need to attempt to develop a program to provide for the development of adult day health care centers.

For the foregoing reasons, I am returning Senate Bill No. 927 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 927, entitled 'A Bill for an Act Relating to Adult Day Health Care Centers,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 927 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 927 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1028

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1028, entitled 'A Bill for an Act Relating to Community Development Districts.'

The purpose of this bill is to transition the duties and responsibilities of the Barbers Point Naval Air Station Redevelopment Commission (Commission) to the Hawaii Community Development Authority (HCDA).

This bill is objectionable because there is a duplication of duties and responsibilities and an uncertainty as to final decision-making authority between the Commission and the HCDA. The five new members added to the HCDA board are authorized to decide all matters that relate to the HCDA, not just matters relating to the Kalaeloa Community Development District. In addition, the quorum needed by the HCDA board for decision-making increases from six to nine, regardless of whether the five new members are actually appointed by the Governor. Finally, the boundaries of the Kalaeloa Community Development District are not defined as required by chapter 206E, Hawaii Revised Statutes.

For the foregoing reasons, I am returning Senate Bill No. 1028 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1028, entitled 'A Bill for an Act Relating to Community Development Districts,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1028 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1028 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO.
1473

Honorable Members
Twenty-First Legislature

State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1473, entitled 'A Bill for an Act Relating to Planning.'

The purpose of this bill is to establish a special advisor for smart growth and a smart growth advisory council to assist the Governor, the Legislature, and state agencies to ensure state investments and state actions support smart growth objectives, thereby establishing a smart growth program.

This bill is unnecessary, because existing laws already allow the office of planning to develop growth objectives and strategies and advise the Governor and Legislature on planning matters. Although this bill will establish a "special advisor for smart growth," the bill specifies that the Director of Planning shall serve in that capacity. Furthermore, there is no need to statutorily establish a temporary advisory council with no appropriation of funds to operate. If the Office of Planning desires to have advice, it can obtain the advice through other means, including the establishment of temporary advisory boards or committees through executive orders.

For the foregoing reasons, I am returning Senate Bill No. 1473 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1473, entitled 'A Bill for an Act Relating to Planning,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1473 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1473 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 18, 2001

Governor of Hawaii"

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1535

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1535, entitled 'A Bill for an Act Relating to Hawaii Commission for National and Community Service.'

The purposes of this bill are to statutorily establish the Hawaii Commission for National and Community Service and to appropriate \$150,000, or so much as necessary, for fiscal year 2001-2002 in order to secure additional federal funds.

This bill is unnecessary. A nearly identical temporary commission was created by Executive Order No. 94-01 pursuant to section 26-41, Hawaii Revised Statutes, in order to receive certain federal grants-in-aid. That commission continues to exist and it continues to receive federal funds for grants awarded to the commission when it was first established. The Department of Labor and Industrial Relations has provided and can continue to provide administrative support to the commission; therefore, it is also not necessary to fund a new and separate administrative staff.

For the foregoing reasons, I am returning Senate Bill No. 1535 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1535, entitled 'A Bill for an Act Relating to Hawaii Commission for National and Community Service,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1535 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1535 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 18th
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO

Gov. Msg. No. 348, informing the Senate that on June 19, 2001, he signed the following bills into law:

House Bill No. 432 as Act 249, entitled: "MAKING AN APPROPRIATION FOR THE MILLENNIUM WORKFORCE DEVELOPMENT PROGRAM";

House Bill No. 862 as Act 250, entitled: "MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF SOCIAL WORKER POSITIONS";

House Bill No. 1004 as Act 251, entitled: "RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT";

House Bill No. 1211 as Act 252, entitled: "RELATING TO FIREARMS";

House Bill No. 1233 as Act 253, entitled: "RELATING TO YOUTH SERVICES";

House Bill No. 1561 as Act 254, entitled: "RELATING TO EDUCATION";

House Bill No. 1662 as Act 255, entitled: "RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION";

Senate Bill No. 530 as Act 256, entitled: "RELATING TO SCHOOL ADMINISTRATORS";

Senate Bill No. 900 as Act 257, entitled: "RELATING TO LIQUOR LICENSE APPLICATIONS"; and

Senate Bill No. 950 as Act 258, entitled: "RELATING TO DIAMOND HEAD."

Gov. Msg. No. 349, informing the Senate that on June 22, 2001, he signed into law House Bill No. 200 as Act 259, entitled: "RELATING TO THE STATE BUDGET."

Gov. Msg. No. 350, informing the Senate that on June 22, 2001, he signed into law Senate Bill No. 18 as Act 260, entitled: "MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES."

Gov. Msg. No. 351, dated June 22, 2001, transmitting his statement of objections to Senate Bill Nos. 119, 204, 683, 838 and 1207 which he has returned to the Senate without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

June 22, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 119

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 119, entitled 'A Bill for an Act Relating to Corrections.'

The purpose of Senate Bill No. 119 is to require the Department of Public Safety (PSD) and the Office of Youth

Services (OYS) to provide female offenders with a range and quality of programming substantially equivalent to the range and quality offered to males. These programs must be based upon the 'psychosocial developmental needs of female offenders.' This bill also requires PSD to create a model gender-responsive program and to award grants for the program, requires OYS to collaborate with several other agencies to develop a 'comprehensive continuum of care to address the gender responsive needs of juvenile female offenders,' and requires both PSD and OYS to prepare an implementation plan and a request for funds for the next legislative session.

The bill is objectionable because it is unnecessary, provides no funding to accomplish its purpose, and creates an ambiguous mandate that invites litigation for the purpose of changing funding priorities through the judicial rather than the legislative system. Under the current system, PSD and OYS can provide a range and quality of programming for female adult and juvenile offenders substantially equivalent to male inmates. In fact, PSD initiated meetings with various service providers over a year ago to accomplish this and will be strengthening its efforts to achieve greater parity.

If there is any obstacle to the establishment of such programs, it is funding. This bill, however, does not appropriate any moneys to establish gender-responsive programs. Furthermore, this bill uses terms that will likely result in litigation. People will differ as to whether a program is 'substantially equivalent' or whether a program is based upon the 'psychosocial developmental needs of female offenders.'

For the foregoing reasons, I am returning Senate Bill No. 119 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N"

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 119, entitled 'A Bill for an Act Relating to Corrections,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 119 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 119 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 22nd
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS HONOLULU"

June 22, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 204

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 204, entitled 'A Bill for an Act Relating to Animal Quarantine.'

The purpose of this bill is to reduce animal quarantine user fees during fiscal year 2001-2002. The reduction is to be funded by exempting the animal quarantine special fund from central service assessments under section 36-27, Hawaii Revised Statutes, and by exempting the fund from reimbursing the Department of Budget and Finance for any administrative expenses under section 36-30, Hawaii Revised Statutes, for fiscal year 2001-2002. Only active duty military personnel in military grades E-1 to E-6 will qualify for the greatest fee reduction.

This bill is objectionable because it is inappropriate to provide general fund support for a special-funded program that is supposed to be self-sufficient. Furthermore, this bill may be impermissibly discriminatory, because it favors active duty military personnel of certain grades and does not accord the same benefit to civilians of equivalent income levels.

For the foregoing reasons, I am returning Senate Bill No. 204 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N"

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 204, entitled 'A Bill for an Act Relating to Animal Quarantine,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 204 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 204 with my

objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 22nd
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 22, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 683

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 683, entitled, 'A Bill for an Act Relating to Public Safety.'

The purpose of this bill is to require the Legislative Reference Bureau to study various issues concerning civil process servers. This bill requires the Department of Public Safety, the Hawaii Supreme Court, the Department of the Attorney General, the Deputy Sheriffs Association, and the Hawaii Bar Association to designate representatives to aid in the study.

The Department of Public Safety and the Judiciary are currently developing a means by which to privatize service of civil process. This bill is, therefore, unnecessary.

For the foregoing reasons, I am returning Senate Bill No. 683 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 683, entitled 'A Bill for an Act Relating to Public Safety,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 683 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 683 with my

objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 22nd
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 22, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 838

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 838, entitled 'A Bill for an Act Relating to Hawaii Hurricane Relief Fund.'

The purpose of this bill is to require the Hawaii Hurricane Relief Fund (HHRF) to develop and implement a two-year pilot program to provide grants to residential property owners for the installation of HHRF-approved wind damage mitigation devices that lessen the probability of property loss from strong winds. The grants are to be awarded on a dollar-for-dollar matching funds basis, up to a maximum of \$3,500 per insured location. The bill will appropriate \$5,000,000 for fiscal year 2001-2002 and \$5,000,000 for fiscal year 2002-2003 out of the Hurricane Relief Trust Fund to develop and implement the pilot program.

By way of a brief background, the HHRF was created in 1993 to insure against hurricane losses in Hawaii in the aftermath of the devastation caused by Hurricane Iniki and the worldwide insurance crisis. Without hurricane coverage, the orderly growth and development of the State would have been severely impeded. Presently, the homeowners insurance market is showing signs of stabilization, as several insurers are again offering hurricane coverage. In light of this, the HHRF has stopped writing new policies and stopped renewing existing policies and plans to run-off all policies by December 1, 2001.

The grant pilot program proposed by the bill would be limited to current and former policyholders of the HHRF. If grants are to be awarded, all homeowners should be eligible, as there does not appear to be a logical reason to limit the grants to HHRF policyholders. HHRF policyholders have already benefited from paying their HHRF premiums as they received the coverage they paid for. Also, premiums are not the only source of revenue for the HHRF. The HHRF also receives moneys from the special mortgage recording fee and from assessments on property and casualty insurers.

Moreover, the HHRF is currently awaiting the results of a study on the issue of hazard mitigation, pursuant to Act 153, Session Laws of Hawaii 2000. That act directed the advisory committee of the HHRF to study a mitigation plan as outlined in the act. In addition, the study is to contain proposed legislation, if necessary, and a recommendation as to which hazard mitigation program will provide the most benefit to residential homeowners. Further, should the study find that it is feasible to implement a grant program, the study is to set forth that the pros of the grant program outweigh the cons and further

set forth specific details on the implementation of the grant program. This study has not yet been completed.

Furthermore, Act 153, Session Laws of Hawaii 2000, recognized the need for a detailed implementation plan of any mitigation grant program, something that is missing from this bill. Such issues as the types and kinds of wind damage mitigation devices that would be eligible for the grants, procedures to file for the grant, and supporting documentation requirements for the grant application are all undefined. The grant application process would also appear to require various levels of expertise to advise the HHRF, including perspectives from the fields of construction and engineering. All these issues are in fact under consideration and being sorted through as part of the study described above. Consequently, it would be premature to institute a grant program as called for by this bill until this comprehensive and valuable study is completed.

For the foregoing reasons, I am returning Senate Bill No. 838 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 838, entitled 'A Bill for an Act Relating to Hawaii Hurricane Relief Fund,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 838 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 838 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 22nd
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 22, 2001

STATEMENT OF OBJECTIONS TO SENATE BILL NO.
1207

Honorable Members
Twenty-First Legislature

State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1207, entitled 'A Bill for an Act Relating to the University of Hawaii.'

The purpose of this bill is to confirm that the University autonomy legislation did not abrogate the Eleventh Amendment immunity enjoyed by the University of Hawaii. This bill declares that any liability incurred by the University in litigation shall be a liability of the State.

There is agreement among the legislators, the executive branch, and the University that the University is still an entity of the State for purposes of the Eleventh Amendment of the Unified [sic] States Constitution. Even though the University was given greater autonomy over its affairs, the autonomy measures enacted in the past few years were not intended to affect the University's protection from suit under the Eleventh Amendment.

My objections to this bill are not based on policy differences with the Legislature over the University's Eleventh Amendment status, but are based only on the method by which the status is being confirmed. To achieve the purpose of this bill, the Legislature need only expressly reaffirm that the University's Eleventh Amendment immunity was never intended to be abrogated by University autonomy legislation. Chapter 304, Hawaii Revised Statutes, should be amended to include a provision stating, 'Nothing in this chapter is intended to abrogate the Eleventh Amendment immunity of the University.' It is unnecessary for the State to assume all of the University's liabilities in order to assure the University's immunity under the Eleventh Amendment. Such assumption of liability by the State is contrary to the University's goal of autonomy and accountability for its actions.

For the foregoing reasons, I am returning Senate Bill No. 1207 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1207, entitled 'A Bill for an Act Relating to the University of Hawaii,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1207 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1207 with my

objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 22nd
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

Gov. Msg. No. 352, dated June 22, 2001, transmitting his statement of objections to House Bill Nos. 135, 1000 and 1400 which he has returned to the House of Representatives without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

June 22, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 135

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 135, entitled 'A Bill for an Act Relating to Child Passenger Safety.'

The purpose of House Bill No. 135 is to clarify the child passenger restraint and seat belt laws with respect to children between 4 and 14 years of age. The bill requires that passengers who are 4 to 8 years of age, and under 80 pounds, be placed in a child safety seat or booster seat. Children over 60 pounds are exempt from this requirement if the vehicle is equipped with only lap belts in the rear seat, without shoulder straps. The bill also requires children between the ages of 8 and 14 years of age to use seat belts.

Currently, the law does not specify a weight requirement for children to be placed in child passenger restraint systems. National safety standards recommend booster seats for children ages 4 to 8 years of age and under 80 pounds in weight. Because seat belts are not designed to fit young children, the belts can ride up onto the abdomen, putting children at risk for intestinal, liver, spleen, and spinal cord injury in a crash. Presently, there are several models of approved booster seats available that are designed for children up to 60 pounds and that can be installed using only a lap belt.

While this measure is an acknowledgment that children between the ages of 4 and 8 years old and under 80 pounds should be restrained in a safety seat for assured protection, the practical effect of this bill is to place an additional financial burden on parents. Under this bill, children who are 7 years of age and as heavy as 79 pounds must be restrained by a specially designed seat purchased by their parents. Many parents, as well as caretakers of children, will find this to be a hardship, not only because they must purchase the safety seat, but because many parents with children do not own vehicles that will accommodate multiple safety seats and children in the passenger area. Further, this bill may be an unnecessary restraint on many parents to determine the degree of safety that is required for their own child.

For the foregoing reason, I am returning House Bill No. 135 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 135, entitled 'A Bill for an Act Relating to Child Passenger Safety,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 135 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 135 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 22nd
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 22, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1000

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1000, entitled 'A Bill for an Act Relating to the Judiciary.'

The purpose of this bill is to appropriate funds to meet the needs of the operations of the Judiciary for fiscal years 2001-2002 and 2002-2003.

A clerical procedural error caused uncertainty as to the validity of the passage of this bill during the regular session of 2001. To eliminate the uncertainty as to the validity of the passage of the Judiciary's budget appropriations, the Legislature convened in special session and passed a replacement bill, House Bill No. 1. Because I approved House Bill No. 1 as Act 1 of the special session, the purpose of this bill will be achieved and this bill is no longer needed.

For the foregoing reasons, I am returning House Bill No. 1000 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1000, entitled 'A Bill for an Act Relating to the Judiciary,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1000 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1000 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 22nd
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"EXECUTIVE CHAMBERS
HONOLULU

June 22, 2001

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1400

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1400, entitled 'A Bill for an Act Relating to State Bonds.'

The purpose of this bill is to authorize the issuance of general obligation bonds by the State. In addition, this bill declares the Legislature's findings with respect to these bond authorizations as required by Section 13 of Article VII of the Constitution of the State of Hawaii.

The provisions of this bill are substantially the same as the provisions contained in Senate Bill No. 3, which was passed by the Legislature at its special session of 2001 to update and replace this bill. Since I intend to approve Senate Bill No. 3, there is no necessity to also approve this bill.

For the foregoing reason, I am returning House Bill No. 1400 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1400, entitled 'A Bill for an Act Relating to State Bonds,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1400 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1400 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 22nd
day of June, 2001.

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

Gov. Msg. No. 353, informing the Senate that on June 22, 2001, the following bills were signed into law:

House Bill No. 11 as Act 261, entitled: "RELATING TO EDUCATION";

House Bill No. 94 as Act 262, entitled: "RELATING TO PARENT-COMMUNITY NETWORKING CENTER PROGRAMS";

House Bill No. 161 as Act 263, entitled: "RELATING TO CRIMINAL HISTORY RECORD CHECKS";

House Bill No. 284 as Act 264, entitled: "RELATING TO HEALTH";

House Bill No. 462 as Act 265, entitled: "RELATING TO THE UNIFORM ARBITRATION ACT";

House Bill No. 1089 as Act 266, entitled: "RELATING TO AGRICULTURE";

House Bill No. 1556 as Act 267, entitled: "RELATING TO AGRICULTURAL LOANS";

Senate Bill No. 41 as Act 268, entitled: "RELATING TO CONSERVATION";

Senate Bill No. 606 as Act 269, entitled: "RELATING TO RECYCLED WATER"; and

Senate Bill No. 992 as Act 270, entitled: "RELATING TO TOBACCO."

Gov. Msg. No. 354, informing the Senate that on June 25, 2001, the following bills were signed into law:

House Bill No. 77 as Act 271, entitled: "RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL";

House Bill No. 173 as Act 272, entitled: "RELATING TO RENEWABLE ENERGY RESOURCES";

House Bill No. 632 as Act 273, entitled: "RELATING TO HUMAN SERVICES";

House Bill No. 840 as Act 274, entitled: "RELATING TO THE UNIVERSITY OF HAWAII";

House Bill No. 1216 as Act 275, entitled: "RELATING TO THE KOREAN CENTENNIAL CELEBRATION COMMISSION";

House Bill No. 1679 as Act 276, entitled: "RELATING TO DILLINGHAM AIRFIELD";

Senate Bill No. 97 as Act 277, entitled: "RELATING TO TELEMARKETING FRAUD";

Senate Bill No. 118 as Act 278, entitled: "RELATING TO CANCER";

Senate Bill No. 1144 as Act 279, entitled: "RELATING TO MINIMUM WAGE";

Senate Bill No. 1236 as Act 280, entitled: "RELATING TO THE UNIVERSITY OF HAWAII";

Senate Bill No. 1276 as Act 281, entitled: "RELATING TO CYBERSQUATTING";

Senate Bill No. 1365 as Act 282, entitled: "RELATING TO THE WEED AND SEED PROGRAM"; and

Senate Bill No. 1435 as Act 283, entitled: "RELATING TO HYDROGEN RESEARCH AND DEVELOPMENT."

Gov. Msg. No. 355, informing the Senate that on June 28, 2001, he signed the following bills into law:

House Bill No. 860 as Act 284, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM";

Senate Bill No. 755 as Act 285, entitled: "RELATING TO HARBORS";

House Bill No. 429 as Act 286, entitled: "MAKING AN APPROPRIATION FOR BLINDNESS SKILL TRAINING";

House Bill No. 469 as Act 287, entitled: "RELATING TO SCHOOL PERSONNEL";

House Bill No. 498 as Act 288, entitled: "RELATING TO DOMESTIC VIOLENCE";

House Bill No. 539 as Act 289, entitled: "RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII";

House Bill No. 540 as Act 290, entitled: "RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII";

House Bill No. 545 as Act 291, entitled: "RELATING TO THE RENTAL HOUSING TRUST FUND";

House Bill No. 646 as Act 292, entitled: "RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE";

House Bill No. 1074 as Act 293, entitled: "RELATING TO DROUGHT MITIGATING FACILITIES";

Senate Bill No. 64 as Act 294, entitled: "RELATING TO CRIME";

Senate Bill No. 69 as Act 295, entitled: "RELATING TO PROTECTIVE ORDER";

Senate Bill No. 123 as Act 296, entitled: "RELATING TO HOUSING";

Senate Bill No. 209 as Act 297, entitled: "RELATING TO PARKING FOR PERSONS WITH DISABILITIES";

Senate Bill No. 640 as Act 298, entitled: "RELATING TO AGRICULTURE";

Senate Bill No. 752 as Act 299, entitled: "RELATING TO STATE BOATING FACILITIES";

Senate Bill No. 759 as Act 300, entitled: "RELATING TO TORT ACTIONS";

Senate Bill No. 932 as Act 301, entitled: "RELATING TO GOVERNMENT";

Senate Bill No. 1102 as Act 302, entitled: "RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED";

Senate Bill No. 1199 as Act 303, entitled: "RELATING TO CONCESSIONS ON PUBLIC PROPERTY";

Senate Bill No. 1390 as Act 304, entitled: "RELATING TO TRADITIONAL HAWAIIAN HEALING PRACTICES"; and

Senate Bill No. 1561 as Act 305, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS."

Gov. Msg. No. 356, informing the Senate that on July 2, 2001, he signed the following bills into law:

House Bill No. 1391 as Act 306, entitled: "RELATING TO THE ARTS";

House Bill No. 1667 as Act 307, entitled: "RELATING TO STUDENT LOANS FOR TEACHERS";

House Bill No. 1668 as Act 308, entitled: "RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION";

Senate Bill No. 493 as Act 309, entitled: "RELATING TO PUBLIC SCHOOLS";

Senate Bill No. 865 as Act 310, entitled: "RELATING TO SCHOOL-TO-WORK";

Senate Bill No. 1211 as Act 311, entitled: "RELATING TO SCHOOL FACILITIES";

Senate Bill No. 1212 as Act 312, entitled: "RELATING TO EDUCATION";

Senate Bill No. 1213 as Act 313, entitled: "MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS";

Senate Bill No. 1214 as Act 314, entitled: "RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS";

Senate Bill No. 1362 as Act 315, entitled: "RELATING TO COACHES"; and

Senate Bill No. 1577 as Act 316, entitled: "RELATING TO SCHOOL FACILITIES."

Gov. Msg. No. 356, dated April 26, 2001, transmitting the 2000 Annual Report prepared by the Department of Hawaiian Home Lands, pursuant to Section 222, Hawaiian Homes Commission Act, 1920, as amended.

**HOUSE COMMUNICATIONS RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE**

Hse. Com. No. 680, returning S.B. No. 1173 which passed Third Reading in the House of Representatives on May 3, 2001.

Hse. Com. No. 681, informing the Senate that the House reconsidered its actions taken in disagreeing to the amendments made by the Senate to the following House bills and the amendments proposed by the Senate were agreed to by the House and said bills passed Final Reading in the House of Representatives on May 3, 2001:

H.B. No. 531, S.D. 1;
H.B. No. 538, H.D. 2, S.D. 2; and
H.B. No. 576, H.D. 2, S.D. 1.

RULES OF THE SENATE
of the
TWENTY-FIRST LEGISLATURE OF THE STATE OF HAWAII

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RULES OF THE SENATE
of the
TWENTY-FIRST LEGISLATURE OF THE STATE OF HAWAII

PREAMBLE

The members of the Senate do hereby reaffirm the Senate's dedication to upholding the Constitutions of the United States and the State of Hawaii, to providing for openness and fairness in all of its proceedings, and to promoting collaboration and consultation in its committee work.

The Senate stands as a people-oriented institution that serves all of the people, whatever their background or persuasion. The Senate works for the public good and strives to give every person an equal opportunity to realize his or her highest potential. The Senate is an open public forum for organized debate and deliberative consideration of issues.

RULES OF THE SENATE

The following Rules shall be the Rules of the Senate of the Twenty-first Legislature of the State of Hawaii.

PART I. ORGANIZATION, OFFICERS AND EMPLOYEES

Rule 1. Organization

(1) When the Senate convenes in the first Regular Session of each Legislature, the member from the First Senatorial District shall act as temporary chair, call the Senate to order, appoint a temporary Clerk, and a Committee of three whose duty it shall be to immediately examine the credentials of the members-elect of the Senate. If from the report of the Committee, it shall appear that a majority of the credentials are in order, the temporary Clerk shall call the roll.

(2) The temporary Chair shall then appoint a Committee of three to wait upon a justice of the Supreme Court, an Intermediate Appellate Court Judge or a Circuit Court judge to administer the oath of office required by the Constitution. After the oath has been duly administered, the Senate shall organize.

(3) When the Senate convenes in any succeeding Sessions of the Legislature, the President or the Vice-President in the absence of the President, shall call the Senate to order.

Rule 2. Officers and Employees

(1) The officers of the Senate shall consist of a President, Vice-President, Clerk, Assistant Clerk, Sergeant-at-Arms, and Assistant Sergeant-at-Arms, each of whom shall be elected by a majority vote of the members of the Senate.

(2) The President and Vice-President shall hold their respective offices in accordance with Title 3, Hawaii Revised Statutes. Other officers and employees shall hold their respective offices and positions at the pleasure of the Senate, but a majority vote of the members of the Senate shall be required to terminate the office held by any officer of the Senate.

(3) The Senate, by a majority vote, may authorize positions from time to time as may be deemed necessary.

Rule 3. The President

It shall be the duty of the President:

- (1) To open the meetings of the Senate by taking the Chair and calling for the invocation.
- (2) When a quorum is present, to call for the reading of the Journal of the preceding day.
- (3) To maintain order in the Senate Chamber and to require proper decorum on the part of the members.
- (4) To announce the business before the Senate in the order prescribed by the Rules.
- (5) To receive and submit all matters properly brought before the Senate by the members, call for votes upon the same and announce the results.
- (6) To receive all communications, present them to the Senate and, unless otherwise provided in these Rules, refer these and other matters to the appropriate standing committees.

(7) To appoint all members of committees upon consultation and agreement with the Majority and Minority Leaders unless otherwise determined by the Senate.

(8) To authenticate by signature, all acts and doings of the Senate which require authentication.

(9) To make known rules of order when so requested and, subject to an appeal to the Senate, to decide all questions of order.

(10) To issue warrants and when so directed by the Senate, to carry into effect its orders in the arrest of offenders, the summoning of witnesses, or other orders of the Senate.

(11) To decide and announce the result of any vote taken.

(12) To do and perform such other duties as are required by law or by these rules or such as may properly pertain to such office.

(13) To clear the Senate Chamber of all persons, except its members and designated persons if there is a disturbance or disorderly conduct, or on motion duly adopted.

(14) To control and have direction of the rooms, desks, passages, stairways, corridors, and balconies, in and about the building set apart for the use of the Senate, and all public property of the Senate. The President shall see that all officers of the Senate perform their respective duties, and may assign places to visitors and reporters. The President may admit stenographers or other reporters, wishing to take down the debates, and assign them such places to effect their object as shall not interfere with the convenience of the Senate.

(15) To establish final dates for action on legislation, including, though not limited to the final date for introducing bills, the dates for the mandatory recess pursuant to Article III, Section 10, of the Constitution, the final date for third reading of Senate Bills, the final date for third reading of House Bills, the final date for approving Conference Committee agreements and drafts of bills, the final date for final reading of the General Appropriations Bill, and the final date for final reading of the Supplemental Appropriations Bill. The President shall coordinate the date for introducing bills and may coordinate with the Speaker of the House to establish the other final dates.

(16) To promulgate, for adoption by the Senate, an administrative and financial manual of guides, the purpose of which is to establish uniformity in administrative practices and to ensure compliance with Senate policies.

(17) To mediate and resolve differences between two or more standing committees on the same bill.

Rule 4. The Vice-President

(1) The Vice-President and the President shall prepare and administer a budget for the Senate.

(2) In the absence of the President, the Vice-President shall exercise all the duties and powers of the President.

Rule 5. President Pro Tempore

(1) In case the President and Vice-President shall be absent at the hour to which the Senate had adjourned, the member of the majority party having the longest tenure in the Senate shall preside until a President pro tempore is chosen. If two or more members are equally qualified to preside, the eldest qualified member shall preside.

(2) The President pro tempore shall be invested with all of the powers and shall perform all the duties of the President. Whenever the President pro tempore is required to sign a bill or other instrument, the Clerk shall attach to such bill or instrument a certificate stating that such President pro tempore was duly elected and is authorized to so sign.

Rule 6. The Clerk

It shall be the duty of the Clerk:

(1) To have charge of all records of the Senate and be responsible for the same. At no time shall the Clerk permit original documents to be withdrawn from the Clerk's keeping unless ordered by the Senate.

(2) To make a concise and complete memorandum of all petitions, motions, resolutions, amendments and other matters brought before the Senate. Such memoranda shall state the nature of the matter and the name of the introducer, and the date and day of the session on which the Senate considered the matter. The memoranda, together with other matters ordered to be placed therein, shall constitute the Journal, a copy of which shall be made available for inspection to any member upon request as soon as practicable. The Journal of each day shall be read the following day, immediately after the invocation. When such Journal is approved by vote of the Senate, it shall be entered by the Clerk in a book entitled "Journal of the Senate. Session of . " (Giving the Year).

(3) Unless otherwise directed by the Senate, to read all bills, resolutions and other matters (if so required) to the Senate.

- (4) To forward at once all letters, messages, communications and other matters to the proper parties.
- (5) To immediately deliver to the Chair of the appropriate committee all petitions, resolutions, bills or other matters duly referred to such committee.
- (6) To see that all bills and resolutions are properly engrossed and are correct and true as finally acted upon by the Senate.
- (7) To draw on the state general fund for expenses of the session as shall be authorized by the Senate and approved by the President.
- (8) To pay all bills and accounts as shall be approved by the President or the President's designees, or ordered by the Senate, and no others.
- (9) To be responsible for the acquisition and distribution of all of the property of the Senate.
- (10) To note all questions of order with the decision thereon, collect the same, and append them to the Senate Journal at the close of the session.
- (11) To perform all other clerical duties and functions pertaining to the Office of the Clerk and as the Senate from time to time shall direct. The Clerk shall post the order of business in writing in a conspicuous place each day.

Rule 7. Assistant Clerk

The Assistant Clerk shall assist the Clerk in the performance of all duties and attend to such other duties as may be required when so directed by the President. In the absence of the Clerk, the Assistant Clerk shall perform all duties of the Clerk.

Rule 8. Invocation

Each day's sitting of the Senate shall open with an invocation.

Rule 9. Sergeant-at-Arms

It shall be the duty of the Sergeant-at-Arms to attend the Senate on every day of meeting; to maintain order among those present as spectators; to give notice to the Presiding Officer of the attendance of any person with communications or otherwise; to supervise the distribution of incidentals which require distribution among the members; to supervise, subject to the control of the President, the Senate Messengers; to attend upon committees if so requested; to serve all orders or process as directed by the President or Senate; to make all required arrests of members or other persons, and to retain the same in custody; to have the charge and responsibility for the postal requirements of the Senate; and generally to execute all of the requirements of the President of the Senate.

Rule 10. Assistant Sergeant-at-Arms

The Assistant Sergeant-at-Arms shall assist the Sergeant-at-Arms in the performance of all duties and attend to such duties as may be required when so directed by the President. In the absence of the Sergeant-at-Arms, the Assistant Sergeant-at-Arms shall perform all duties of the Sergeant-at-Arms.

Rule 11. Majority and Minority Party Organization and Staff

- (1) Members of the majority and minority parties may adopt rules of procedure and administration for their respective caucuses. The rules shall not be inconsistent with the Rules of the Senate, and any such rule of procedure for the caucus shall not be enforceable on the floor of the Senate.
- (2) Members of the majority party may establish a majority staff office consisting of a director and chief attorney to be appointed and serve as the members of the majority party shall determine. Members of the minority party may establish a minority staff office consisting of an attorney to be appointed and serve as the members of the minority party shall determine.
- (3) The establishment and staffing of the majority and minority staff offices shall be subject to budgetary constraints in the budget for the Senate that is prepared and administered under Rule 4.

Rule 12. Pay of Members, Officers and Employees

- (1) Each member of the Senate, upon being elected or appointed to office, shall receive as compensation such salary as prescribed pursuant to Article III, Section 9, of the State Constitution.

(2) The officers, except the President and Vice-President, and the employees shall receive compensation as the Senate shall fix.

PART II. COMMITTEES

Rule 13. Committees: Types and Composition

(1) Standing Committees: The membership of each Standing Committee, upon consultation and agreement with the Majority and Minority Leaders, shall be appointed by the President subject to action by the Senate. The respective Chairs and Vice Chairs of each Standing Committee, upon consultation and agreement with the Majority Leaders, shall be appointed by the President, subject to action by the Senate. The majority and minority parties shall to the extent practicable be represented on all Standing Committees on a proportional basis or on such basis as may be prescribed by the Senate.

(2) Leadership Committees shall include majority and minority members drawn from the ranks of the Senate leadership.

(3) Special Committees shall consist of not less than three members each, unless otherwise ordered by the Senate, include a member or members of the minority party, and upon consultation and agreement with the Majority and Minority Leaders, shall be appointed by the President from time to time as occasion requires, to serve until discharged or finally reporting the specific matter referred. The Senate may establish investigative committees pursuant to Chapter 21, Hawaii Revised Statutes; such committees shall have such powers and be bound by such conditions as may be provided by law or by these Rules.

(4) Conference Committees shall consist of not less than three members each and be managed by the Chair of the Standing Committee having primary responsibility of the subject matter to be resolved, unless otherwise ordered by the Senate. The members of the Conference Committee, as nominated by the Majority and Minority Leaders from their respective memberships, shall be appointed by the President from time to time as occasion requires, to serve until discharged or finally reporting the matter referred. The President may discharge a Conference Committee only upon concurrence with the Majority Leaders.

(5) The Committee of the Whole Senate.

Rule 14. Committee Chairs

The first person named on the committee shall be the Chair, and the second member named shall be Vice-Chair. The Chair of committees shall call meetings and preside.

Rule 15. Committees: Control and Excuse from Membership

Committees shall be under the control of and subject to the orders of the Senate, and shall faithfully carry out such orders. Any member may be excused from serving on any committee at the time of appointment, if already a member of four other committees.

Rule 16. Standing Committees

Standing Committees shall be appointed for major subject matter areas at the opening of the session, or as soon thereafter as possible. The Standing Committees and their areas of jurisdiction shall be as follows:

(1) Committee on Agriculture. The purview of this committee includes those programs relating to agriculture and aquaculture, including mariculture.

(2) Committee on Commerce, Consumer Protection and Housing. The purview of this committee includes those programs relating to business regulation, occupational licensing, consumer protection, financial institutions, insurance regulation; public utility regulation; and telecommunications; housing development, the landlord tenant code, condominium property regimes, and leaseholds.

(3) Committee on Economic Development and Technology. The purview of this committee includes those programs relating to economic development, and other new industry development; financial and technical assistance to business; recreation, sports and athletics, state parks and beaches, recreational boating, and Aloha Stadium; and use of information storage, transmission, processing, and telecommunications technologies by public agencies and institutions.

(4) Committee on Education. The purview of this committee includes those programs relating to early education, public schools, continuing education, and the public libraries; the University of Hawaii and community college system; and culture, historic preservation, and the arts.

(5) Committee on Hawaiian Affairs. The purview of this committee includes those programs relating to Hawaiian affairs, including the Office of Hawaiian Affairs, sovereignty, and Hawaiian homestead lands.

(6) Committee on Health and Human Services. The purview of this committee includes those programs relating to general health, maternal and child care, communicable diseases, dental health, medical and hospital services, mental health, mental retardation, and hospitals; public assistance, Medquest, youth services, early childhood education and care programs under the Department of

Human Services, and vocational rehabilitation; programs relating to the promotion of the general well-being of Hawaii's youth, families, and elderly population.

(7) Committee on Judiciary. The purview of this committee includes those programs relating to courts; crime prevention and control, including juvenile justice matters; criminal code revision; statutory revision; campaign spending and elections; constitutional matters; programs of the Attorney General, Public Defender and Judiciary; government records and information practices; individual rights and civil liberties; and programs relating to public safety and corrections.

(8) Committee on Labor. The purview of this committee includes programs relating to public officers and employees, labor, employment opportunities and training, labor-management relations, collective bargaining; the public employees retirement system and the Hawaii public employees health fund.

(9) Committee on Tourism and Intergovernmental Affairs. The purview of this committee includes those programs relating to tourism, including the Hawaii Convention Center, Hawaii Visitors and Convention Bureau, and the Hawaii Tourism Authority; and county, federal, and foreign relations; and matters of concern to the counties.

(10) Committee on Transportation, Military Affairs, and Government Operations. The purview of this committee includes those programs relating to air, water, and surface transportation; civil defense; military and veteran's affairs; and state government operations policy, including procurement and government efficiency.

(11) Committee on Water, Land, Energy, and Environment. The purview of this committee includes those programs relating to state planning, urban renewal, community development, land and water use, coastal zone management, land reclamation, fisheries and ocean resources; energy resources, and population; environmental quality control and protection, including litter control, recycling, wastewater treatment, endangered species, and hazardous waste.

(12) Committee on Ways and Means. The purview of this committee includes those programs relating to overall state financing policies, including taxation and other revenues, cash and debt management, and statewide implementation of planning, programming, budgeting, and evaluation; government structure and finance.

Rule 17. Standing Committees: General Responsibility

(1) General Responsibility. On the bills referred to it, the committee shall determine objectives, make program recommendations and, where appropriate, make expenditure recommendations. For those bills which require appropriations, the committee shall make expenditure recommendations consistent with the expenditure allocations established for the bills by the Committee on Ways and Means, which shall make the final recommendation to the Senate.

(2) Subsequent referral committees. On bills that have been referred to more than one committee, unless otherwise ordered by the Senate, the subsequent referral committee shall make no substantive change, except changes which affect the subject matter over which the subsequent referral committee has primary jurisdiction, without prior written approval of the preceding referral committee chair having primary jurisdiction over the subject matter affected by the change.

Rule 18. Committee on Ways and Means: Special Responsibility

It shall be the duty of the Committee on Ways and Means, in considering the General Appropriations Bill or the Supplemental Appropriations Bill, to determine for each fiscal year of the biennium the appropriate level of total expenditures and the level of expenditures for program areas.

To the extent practicable, the Committee on Ways and Means shall make available to members of the Senate the contents of the General Appropriations Bill or the Supplemental Appropriations Bill during the 48-hour period prior to the passage of such bills on third and final reading.

Concerning all other bills requiring appropriations, it shall be the duty of the Committee on Ways and Means to inform the Standing Committee responsible for the program area to which the appropriation relates of the amount and type of financial resources available, and it shall review the expenditure recommendation of the Standing Committee to determine that the recommendation is consistent with the resources available.

In determining the amount and type of resources available for a bill requiring an appropriation and in reviewing the expenditure recommendation of the Standing Committee, the Committee on Ways and Means shall invite the recommendation of the chair of the Standing Committee responsible for the program area to which the appropriation relates.

Rule 19. Leadership Committees

Leadership Committees, upon consultation and agreement with the Majority and Minority Leaders, shall be appointed by the President at the opening of the session, or as soon thereafter as possible. A leadership Committee on Legislative Management, upon consultation and agreement with the Majority and Minority Leaders, shall be appointed by the President to perform the duties and responsibilities of the Committee as may be provided by law, or to make recommendations to the President on issues of Senate policy. Because Leadership Committees have jurisdiction over issues of organizational and institutional interest to the Senate, their

membership shall include members drawn from the ranks of the Senate Leadership, thus assuring high-level consideration of these issues.

Rule 20. Meetings of Committees

Meetings, including decision-making sessions, of leadership committees appointed by the President, and Standing Committees shall be public provided that meetings in executive session may be allowed in such exceptional circumstances when committee discussion could unfairly damage the reputation of individuals or where there is a legal question concerning a bill.

Notice of meetings and decision-making sessions shall include the number and title of the bills or resolutions, and brief descriptions and committee referrals of each of the subject matters to be covered, and shall be publicly posted by first referral committees at least 72 hours before their meetings and by subsequent referral committees at least 48 hours before their meetings, provided that these notice requirements may be waived with the approval of the President upon good cause shown.

No committee shall sit during the time when the Senate is actually in session without first securing the approval of the President, except Conference Committees that may sit at any time.

As practicable, committees shall schedule their meetings at times and at places as are convenient for attendance by the general public, and in coordination with other committees of the House or Senate, shall endeavor to hold joint meetings and public hearings on matters of mutual interest.

The meetings of a Conference Committee shall be conducted as agreed upon by the members of the Conference Committee. Conference Committee meetings and decision-making sessions shall be public. Public notice of Conference Committee meetings shall be given to the extent practicable.

Rule 21. Decision-Making by Committee

(1) The chair of a standing committee may commence a decision-making meeting and open discussion on matters referred to the committee without a quorum; provided that the decision-making by the committee on matters that are referred to it shall be conducted with a quorum of the committee present. A quorum shall be a majority of the membership of the committee.

(2) A favorable vote of a majority of the members present at a decision-making meeting duly constituted with a quorum is required to report a matter out of committee. A member voting "with reservations" shall be counted as a favorable vote.

(3) The presence of a quorum and the final vote of each member who is present at the decision-making meeting of a standing committee shall be recorded by the chair or by a member of the committee designated by the chair. This record shall be attached to and shall be a part of the report of the standing committee.

Rule 22. Public Hearings on Bills

(1) Subject to this rule, the selection and scheduling of a bill for public hearing shall be at the discretion of the chair of the committee having jurisdiction over the bill.

(2) The chair's determination that a bill will have a public hearing shall be final notwithstanding the opposition of a majority of the members of the committee.

(3) At the written request of a majority of the members of the committee, the chair shall schedule a bill for public hearing.

Rule 23. Committee Reports

(1) The leadership committees as may be appointed by the President and Standing Committees shall report from time to time upon all matters referred to them.

(2) Special Committees shall report upon matters referred to them within the time permitted in the appointment of the Special Committee unless further time is given by vote of the Senate.

(3) A Conference Committee shall not report upon the matter referred unless a majority of the members appointed by the President have concurred in the report.

Rule 24. Committees: Factfinding and Content of Reports

(1) Whenever any matter shall be referred to a committee it shall be the duty of the committee to make diligent inquiry into all of the facts and circumstances connected with the matter. If necessary, witnesses shall be summoned or subpoenaed, and everything shall be done to bring all facts pertaining to the matter before the Senate in accordance with the provisions of Chapter 21 of the Hawaii Revised Statutes. The President may exercise such powers authorized under Chapter 21, relating to the issuance of subpoenas, and the President, committee chair and other duly delegated members of the Senate may exercise such powers authorized

under Chapter 21 aforesaid, relating to the administering of oaths, and the compelling of witnesses who have been subpoenaed to testify. All committee meetings held on matters referred to it by the Senate shall be open to the public unless otherwise ordered by the Senate or otherwise provided by these Rules.

(2) The report of the committee shall state findings of fact and conclusions based thereon, together with a distinct recommendation as to the disposal of that matter.

(3) A report upon a bill shall state clearly the amendments, if any, proposed. If a substitute bill for one or more referred to the committee shall be reported, such substitute bill shall agree with the subject of the bill or bills referred to the committee.

(4) The committee shall report whenever a majority of the members present at the decision-making meeting duly constituted with a quorum is in favor of reporting the bill or resolution out of the committee. The report, after being made available, for review by the members of the committee, and after subsequent revisions thereto, if any, shall be the final report of the committee. The final report of the committee shall be attested to by the signature of the chair on behalf of the members of the committee. The action of the committee on the bill or resolution or any amendments thereto, if any, and the final vote of each member of the committee recorded by the chair or the chair's designee at a decision-making meeting shall not be changed in the review of the report, unless the change is made at an open decision-making meeting conducted with a quorum of the committee present. The minority of the members present at any decision-making meeting duly constituted with a quorum may report.

Rule 25. Committee of the Whole

(1) The Senate from time to time may resolve itself into a Committee of the Whole. Whenever any matter shall be referred to such committee upon the adoption of a motion to that effect, the President shall call some member to take the Chair (unless the Senate shall nominate a chair), which being done, the Senate then shall be in committee.

(2) The Clerk of the Senate shall act as Clerk of the Committee of the Whole without extra compensation, and shall make a careful record of the proceedings, which shall be filed as one of the records of the Senate.

(3) The committee, on motion, may rise and ask leave to sit at any future time.

(4) When a bill shall be referred to the Committee of the Whole, the bill shall be first read throughout by the Clerk, and then again read and debated by sections, leaving the preamble to be the last. All amendments, noting the page and line, shall be duly entered by the Clerk on a separate paper, as the same shall be agreed to by the committee, and so reported. When a bill is ordered into Committee of the Whole, such order may dispense with the reading of the whole bill before considering it section by section.

(5) In Committee of the Whole, the rules of procedure in the Senate shall be observed except that any member may speak more than once on the same subject, but no person shall speak a second or further time until others desiring to speak shall have had an opportunity, nor shall the motion for the previous question be allowed. A time limit for debate may be fixed by vote.

PART III. SESSIONS; ATTENDANCE; NOMINATIONS

Rule 26. Meetings

(1) The Senate shall meet for the transaction of public business every day, except Saturdays, Sundays, legal holidays and such other days as the Senate shall designate by motion or resolution duly adopted and entered in the Journal.

(2) The regular hour of meetings of the Senate is established at eleven-thirty o'clock a.m. but the hour of meeting, recess and adjournment for any day may be such as the Senate, by motion, shall decide from time to time.

Rule 27. Attendance

No member shall be absent from the sessions of the Senate unless given leave by the President or unless the member is sick and unable to attend.

Rule 28. Extension of Session

Two-thirds of the members to which the Senate is entitled, two-thirds of the House of Representatives concurring, may petition the President of the Senate and the Speaker of the House to extend any session of the Legislature. The petition shall read:

"To the President of the Senate and the Speaker of the House of Representatives

Your petitioners, members of the Senate and of the _____ Legislature of the State of Hawaii, respectfully request an extension of _____ days of the _____ session of _____ of the _____ Legislature of the State of Hawaii."

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the President and the Speaker of the House of Representatives shall jointly issue a proclamation extending the session for the number of days sought in the petition.

Rule 29. Recessed Session

Any session of the Legislature may be recessed by concurrent resolution adopted by a majority of the members to which each house is entitled. Each regular session shall be recessed pursuant to Article III, Section 10, of the Constitution for not less than five days at some period between the twentieth and fortieth days of the regular session.

Rule 30. Special Sessions

(1) Two-thirds of the members to which the Senate is entitled, two-thirds of the House of Representatives concurring, may petition the President of the Senate and the Speaker of the House to call a special session of the Legislature. The petition shall read:

"To the President of the Senate and the Speaker of the House of Representatives

Your petitioners, members of the Senate and of the House of Representatives of the _____ Legislature of the State of Hawaii, respectfully request that a special session of the _____ Legislature of the State of Hawaii be convened at _____."

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the President of the Senate and the Speaker of the House of Representatives shall jointly issue a proclamation convening the Legislature in special session at the time and place sought in the petition.

(2) Two-thirds of the members to which the Senate is entitled may petition the President of the Senate to call a special session of the Senate for the purpose of carrying out the Senate's responsibilities under Article VI, Section 3, of the Constitution. The petition shall read:

"To the President of the Senate

Your petitioners, members of the Senate of the _____ Legislature of the State of Hawaii, respectfully request that a special session of the Senate of the State of Hawaii be convened at _____."

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which the Senate is entitled, the President of the Senate shall issue a proclamation convening the Senate in special session at the time and place sought in the petition.

Rule 31. Adjournments

Meetings may be adjourned at any time. Unless otherwise specified in the motion, every adjournment shall be considered as being to the established hour of meeting on the following business day; but no adjournment shall be for more than three days, or sine die, without the consent of the House of Representatives.

Rule 32. Motion to Adjourn

A motion to adjourn is always in order, and shall be decided without debate. One motion to adjourn shall not follow another without intervening business.

Rule 33. Quorum

For the transaction of business, a majority of the number of members to which the Senate is entitled shall constitute a quorum, of which quorum a majority vote shall suffice, but the final passage of a bill shall require the vote of the majority of the members of the Senate. A smaller number than a quorum may adjourn from day to day and compel the attendance of absent members. For the purpose of compelling the attendance of absent members, a majority of the members present, by resolution, may direct the Sergeant-at-Arms to place the members who are absent under arrest and return them to the Senate. Any warrant pursuant to such a resolution shall be issued in the name of the Senate and shall be signed by the member then presiding. For the purpose of ascertaining whether there is a quorum present, the President shall count the members present.

Rule 34. Executive Session

(1) If the Senate considers it necessary to act confidentially upon any communication from the Governor or upon any nomination or other matter, it may go into executive session.

(2) When any member desires to make known any matter to the Senate which the member deems should be confidential and private, the member shall communicate that desire to the President who shall decide whether the Senate shall go into executive session. The Senate may decide whether the matter communicated shall be kept secret.

Rule 35. Clearing of the Senate

(1) When acting upon confidential business in executive session, the Senate Chambers shall be cleared of all persons except the members of the Senate and such other persons as the presiding officer with the consent of the Senate shall deem necessary.

(2) The members, officers and employees shall keep the secrets of the Senate and any other person whose presence is permitted in executive session shall be sworn to secrecy.

(3) All confidential communications made to the Senate, and remarks, votes and proceedings thereon, shall be kept strictly secret by the members, officers and employees, as well as by such other persons as have been detained or permitted to attend upon the consideration of such matters, until the Senate, by resolution, takes off such seal of secrecy, or unless such matter be later considered in open session.

Rule 36. Nominations; Appointments

(1) Nominations made by the Governor and removal of the chief legal officer of the State which require the advice and consent of the Senate, and appointments which require the confirmation or consent of the Senate shall be referred to the standing committee having jurisdiction within five legislative days of receipt of the nomination or appointment. The standing committee to which a nomination, removal of the chief legal officer or appointment is referred, shall report to the Senate with a recommendation to advise and consent, confirm, or reject on or before the fifty-ninth day of the session.

(2) Except for the appointment of a justice or judge, a nomination or appointment made by the Governor which is received by the Senate after the fifty-first day of the session of the Legislature shall be returned to the Governor without action, unless a confirmation or consent is required to further a public purpose which cannot be satisfied by an interim appointment. Notice of this rule shall be given to the Governor not later than the twentieth day of the session of the Legislature.

(3) The final question on nominations made by the Governor shall be: "Will the Senate advise and consent to this nomination?"

(4) The final question on the removal of the chief legal officer of the State shall be: "Will the Senate advise and consent to the removal of the chief legal officer of the State?"

(5) The final question on appointments made by the Governor which require the confirmation or consent of the Senate shall be: "Will the Senate confirm (or consent) to this appointment?"

(6) The final question on nominations, removal of the chief legal officer or on appointments shall not be put sooner than twenty-four hours from the time when the nomination or appointment is received, nor on the day in which it may be reported by a committee, unless by unanimous consent.

(7) Public hearings shall be held for all nominees, for the removal of the chief legal officer of the State, and for all appointees prior to confirmation or consent by the Senate.

(8) Consent to the appointment of justices and judges shall be pursuant to Article VI, Section 3, of the State Constitution.

Rule 37. Meeting at Place Other than Capitol

Whenever, for any reason, the Governor shall convene the Senate at any place other than the Capitol, it shall attend together with all of its officers at the time and place ordered.

PART IV. ORDER OF BUSINESS

Rule 38. Order of Business: General

After invocation, roll call and the reading of the Journal, the President shall call for business in the following order:

- (1) Messages from the Governor.
- (2) Reports and communications from the state officers.

- (3) Communications, bills, resolutions and other matters from the House of Representatives.
- (4) Concurrent and senate resolutions and introduction of bills.
- (5) Reports of Conference and Joint Committees.
- (6) Reports of the Leadership Committee on Legislative Management.
- (7) Reports of Standing Committees.
- (8) Reports of other Leadership Committees.
- (9) Unfinished business, upon which the Senate was engaged at the time of its last adjournment.
- (10) The Order of the Day.
- (11) Petitions, memorials and miscellaneous communications.
- (12) Any miscellaneous business on the President's table.

Rule 39. Order of Business: Special

The Senate, by previous motion, may direct that any matter named shall be made a special order of business and that such special order shall take precedence of all business after the fourth order, or that it shall take any other position lower down on the calendar.

Rule 40. Order of Business: Committee Reports and Gubernatorial Messages

Reports from Conference or Joint Committees, and from Leadership Committee on Legislative Management, shall be in order at all times after the second order of business, and, upon motion, messages from the Governor or from the House of Representatives may be received at any time. Without unanimous consent, however, such messages or reports shall not be in order for discussion when received, but shall be placed on the calendar as unfinished business.

Rule 41. Order of Business: Order of the Day

After the first seven orders of business set forth in Rule 38, it shall be in order, pending consideration thereof, to move that the Senate proceed to dispose of the unfinished business or to the Order of the Day. If such motion be decided in the affirmative, such consideration shall immediately be taken up.

Rule 42. Order of Business: Unfinished Business

The unfinished business in which the Senate was engaged at the time of the last adjournment shall have the preference in the Order of the Day. Until the former is disposed of, no motion for any other business shall be received without special leave of the Senate.

Rule 43. Order of Business: Questions on Priority

All questions relating to the priority of business to be acted upon shall be decided without debate.

PART V. BILLS; RESOLUTIONS

Rule 44. Bills: Introduction

Any bill may be introduced on the report of the committee or by any member, except appropriation bills subject to the next paragraph and except short form bills which may only be introduced by the majority leaders or the minority leader after appropriate consultation with committee chairs and other members of the Senate.

The Executive Budget, Judiciary Budget, Legislative Budget, General Appropriations Bill, Supplemental Appropriations Bill, Office of Hawaiian Affairs Budget, and bills for criminal injuries compensation, for claims against the State and for funding of collective bargaining agreements may be introduced only by the President. Each member may introduce only one bill appropriating money for capital improvements projects in the member's district. The majority leaders and the minority leader shall develop a policy governing introduction by individual members of bills intended to appropriate money or to authorize the issuance of state bonds.

All bills shall be introduced under the order of resolutions.

Bills which shall carry over from a regular session in an odd-numbered year to the next regular session shall retain the numbers assigned to them. The Clerk shall keep a record of the status of all bills in possession of the Senate at the end of the odd-numbered year session and shall publish the record of the status of all such bills prior to the convening of the next regular session.

Every bill introduced or reported out of any committee, which amends an existing section or subsection of the Hawaii Revised Statutes or Session Laws of Hawaii, shall set forth the section or subsection in full, and the matter to be deleted shall be enclosed in brackets and stricken and any new matter added to the section or subsection shall be underscored. However, a Supplemental Appropriations Bill need not conform to this rule, nor an amending bill where the intent and effect of the amending bill can be clearly identified and understood without repeating the entire section or subsection, in which case only the paragraphs, subparagraphs, clauses or items to be amended need be set forth as the President may allow. The President may allow additional exceptions to this rule.

Rule 45. Bills: Referral to Committee

(1) Upon introduction all bills shall be numbered by the Clerk in numerical sequence, shall bear an identification as a Senate Bill, and shall pass first reading.

(2) Each such bill shall be referred by the Majority Leaders to one or more appropriate Leadership or Standing Committees for consideration.

(3) Any referral may be reconsidered by the President, Vice-President and Majority Floor Leader upon written request of any chair who is aggrieved by the referral made within forty-eight hours of the referral. The President, Vice-President and Majority Floor Leader shall decide the request for reconsideration within a reasonable time, which decision shall be final. No request for reconsideration shall be considered if the timing of the request would have the effect of killing a bill or resolution.

(4) Each Leadership and Standing Committee shall consider the bills and other matters referred to it as expeditiously as may be possible.

Rule 46. Bills: Required Readings

No bill shall pass the Senate unless it shall have passed three readings in the Senate on separate days. The President shall give notice in each instance whether it be the first, second or third reading.

Rule 47. Bills: First Reading

(1) The first reading of a bill shall be for information. If opposition be made to it, the question shall be: "Shall this bill be rejected?" which question may be debated. But no one shall speak more than once upon such question, except the introducer of the bill, who may close the debate.

(2) If the question to reject be negative, the bill shall go to its second reading without question.

Rule 48. Bills: Second Reading

A bill upon its second reading may be read by its title only. It then shall be subject to a motion to commit. If it is not referred to a Leadership Committee, Standing Committee, or Special Committee, but is ordered to be considered in Committee of the Whole, a day for such consideration shall be determined by the chair of such committee. When the bill is reported from committee it shall take its place in the order of business for future consideration.

Rule 49. Bills: Third Reading

(1) No bill shall pass third or final reading in the Senate unless printed copies of the bill in the form to be passed have been made available to the members of the Senate for at least 48 hours. Form to be passed means the form in which a bill is to be (a) passed on third reading in the Senate, (b) concurred to by the Senate after amendments have been made by the House, or (c) passed by the Senate after a Conference Committee has agreed upon it.

(2) A bill on its third or final reading may be read by its title only, and the President then shall ask the Senate: "Shall this bill pass its third reading?" or "Shall this bill pass its final reading?" as the case may be. Upon the final passage of any bill, the Ayes and Noes shall be called. Such passage shall require the affirmative vote of a majority of all the members of the Senate and the Ayes and Noes shall be entered on the Journal.

Rule 50. Bills: Property of Senate

All bills introduced in the Senate shall be deemed the property of the Senate and under its control unless they shall become law, subject however to the right of the House of Representatives to amend or to refuse to agree with the bills.

Any bill pending at the final adjournment of a regular session in an odd-numbered year shall carry over with the same status to the next regular session; provided that if such bill shall have passed third reading in the Senate in an odd-numbered session, it shall pass at least one reading in the Senate in the next regular session upon its return to the Senate from the House.

Rule 51. Bills: Recall from Committee

Twenty days after a bill has been referred to a committee, the same may be recalled from such committee by the affirmative vote of one-third of the members of the Senate.

Rule 52. Matters Tabled

When a bill or resolution or other matter has been laid upon the table, it shall not thereafter be taken from the table and be considered or restored to a place upon the calendar of the Senate without the consent of a majority.

Rule 53. Bills: Amendments

(1) All amendments proposed to any bill shall be in writing, unless otherwise ordered by the Senate, and shall be sent to the Clerk's desk to be filed with the bill.

(2) No floor amendment to a bill shall be voted upon unless a copy of the amendment, together with a copy of the complete bill in a form that incorporates the floor amendment, shall have been presented to the Clerk no later than 9:00 o'clock a.m. on the day of the session at which the amendment is to be offered. The Clerk shall prepare and distribute copies of the floor amendment to each member of the Senate present.

(3) A floor amendment shall be deemed pending only after its proponent has been recognized by the President and its adoption has been properly moved and seconded.

(4) A floor amendment that relates to a different subject, is intended to accomplish a different purpose, incorporates any other bill pending before the Senate, or would alter the nature of the bill as reported, is not germane and shall not be considered by the Senate.

(5) An amendment to a floor amendment that is not germane to both the floor amendment and the bill as reported shall not be considered by the Senate.

Rule 54. Bills: Certification

When a bill is passed it shall be certified by the Clerk who shall note the day of its passage at the bottom of the last page of the bill.

Rule 55. Bills: Received from House of Representatives

Whenever a bill which has finally passed the House of Representatives shall be certified to the Senate for its action, such bill shall be read three times before final passage, in accordance with the provision of the rules for the passage of bills introduced in the Senate.

Rule 56. Bills: Transmittal to House of Representatives

When a bill originating in the Senate shall have passed its third reading, or when a bill originating in the House which has been received from the House shall have been amended, or when a carry-over bill from an odd-numbered year originating in the House passes its third reading in the Senate in an even-numbered year session, such bill or such amended bill shall immediately be certified by the President and Clerk and sent to the House of Representatives for its consideration.

Rule 57. Bills: Correction of Errors

When a bill has passed both the Senate and the House of Representatives and an error in it is discovered prior to its having received the approval of the Governor, the bill may be returned by Concurrent Resolution to the house last considering the bill for proper correction.

Rule 58. Bills: Order of Consideration

(1) The Clerk shall send bills that have passed first reading to be printed immediately. When they have been printed and circulated to the members of the Senate, the Majority Leadership shall refer them to the various committees. When the committees

have considered them and reported on them, the committees shall return them to the Clerk, and the Clerk shall place them in the Second Reading File. The Senate shall consider them in the order in which they appear in the Second Reading File.

(2) The Clerk shall arrange bills that have passed second reading in the order of their passage on second reading, regardless of the date of their reference to committee or the date of the committee report on them. The Clerk shall place them on the Third Reading File in the order in which they passed second reading and the Senate shall consider them on third reading in that same order. However, if the third reading of a bill is set for some particular date, that bill shall be removed from the Third Reading File.

Rule 59. Bills: Special Order of Consideration

All bills and other matters set for consideration on particular dates, shall be arranged in the order of the several votes making such assignments. A list shall be made of such special orders, and when the time for consideration arrives, such bills and other matters shall be considered in the order of assignment. If an adjournment shall be had before all of such special orders are disposed of, the remainder shall go over and come under the head of unfinished business on the following day, unless otherwise ordered.

PART VI. RESOLUTIONS; MOTIONS

Rule 60. Resolutions and Motions: Form

All resolutions shall be typewritten, dated and signed by the introducer, otherwise they shall not be considered. The Senate shall not introduce any congratulatory, commemorative or memorial resolution but shall express the sentiment contained in such resolutions by means of a suitable certificate. Motions and amendments may be verbal but shall be reduced to writing if requested by the President, and shall be read from the desk if so ordered.

Rule 61. Motions: Second Required

No motion shall be received and considered by the Senate until the motion is seconded.

Rule 62. Motions: Disposition

After a motion is stated or read by the President, it shall be deemed to be in the possession of the Senate, and shall be disposed of by vote of the Senate; however, it may be withdrawn by the movant at any time before an amendment has been adopted or before the decision on the motion if not amended.

Rule 63. Motions Applicable to Pending Matters

Whenever any bill or resolution or other matter shall be under discussion, the only motions relative thereto shall be:

- (1) To lay upon the table,
- (2) To postpone to a certain time,
- (3) To postpone indefinitely,
- (4) To commit, and
- (5) To amend, which motions shall have precedence in the order named.

The first two motions shall be decided without debate and shall be put as soon as made.

When any of the motions shall be decided in the negative, they shall not be revived the same day relative to the main question under discussion. If all are negative as aforesaid, the only remaining question shall be as to the adoption of the bill, resolution or other main question.

Rule 64. Matters Postponed Indefinitely

When a question is postponed indefinitely, the question shall not be acted upon again during the session in which it was introduced.

Rule 65. Motion for Previous Question

The object of the motion for the previous question is to cut off debate. It shall always be in order. It shall require a three-fifths vote to carry it.

Whenever the motion shall be carried, the author of the resolution or introducer of the bill under discussion shall be permitted to close the debate, after which the main question, subject to Rule 63, shall be put. The author or introducer may delegate to another such right to close.

Rule 66. Motion for Reconsideration

(1) When a motion has been once made and carried in the affirmative or negative, it shall not be in order for any member who voted in the minority to move for a reconsideration thereof; but any member who voted with the majority may move to reconsider it on the same or the succeeding day of session, or, with the consent of the Senate, on any subsequent day and such motion shall take precedence of all other questions, except a motion to adjourn.

(2) When a motion for reconsideration has been decided by vote, that vote shall not be reconsidered.

(3) When a bill or resolution or other matter upon which a vote has been taken shall have gone out of the possession of the Senate, and shall have been transmitted to the House of Representatives, a motion to reconsider shall be deemed to include a request to the House to return the same. If not complied with by the House, then the vote on the motion to reconsider shall be set aside. If such motion shall pass, the Clerk shall promptly communicate to the House the request for return of the matter to be reconsidered.

PART VII. PETITIONS AND COMMUNICATIONS

Rule 67. Petitions, Memorials, and Miscellaneous Communications

(1) Any person may petition the Senate. Petitions and other memorials, except as provided in Rule 60, shall be in writing, signed by the petitioners.

(2) All petitions, memorials and other papers addressed to the Senate or to the President and members shall be presented to the Senate by the Clerk.

(3) A brief statement of the contents of such petitions, memorials or other papers shall be made orally by the Clerk.

(4) Every such petition, memorial or other paper shall be ordered filed or referred to a committee, as of course, by the President, unless such action is objected to by a member at the time such petition, memorial or other paper is presented.

(5) No such petition, memorial or other paper shall be debated on the day it is presented, except with the consent of the Senate.

PART VIII. ORDER; DEBATE; VOTING

Rule 68. Questions of Order

(1) A question of order may be raised at any stage of the proceedings, except during the calling of the roll when the Ayes and Noes are called for. Unless submitted to the Senate, such questions shall be decided without debate by the presiding officer, subject to an appeal to the Senate. Laying such appeal on the table shall be held as sustaining the ruling of the presiding officer.

(2) Any question of order may be submitted to the Senate for its decision.

Rule 69. Debate: General Limitation

No member shall speak more than twice, unless such member be the movant of the matter pending, in which case such member shall not be permitted to speak in reply until every member choosing to speak shall have spoken.

Rule 70. Voting: Methods

There shall be five methods of ascertaining the decision of the Senate upon any matter.

(1) First, by voice or raising of hands; Second, by rising; Third, by ballot; Fourth, by call of the roll of the members and a record of the Clerk of the vote of each; and Fifth, by unanimous consent.

(2) Whenever the Senate is ready to vote on any question, the President shall rise, and after stating the question, shall request all those in favor of the affirmative of the question to vote "Aye." The President then shall call upon all voting in the negative of the question to vote "No." The President then shall announce the result to the Senate.

(3) If any member shall doubt the result, as announced, the President again shall state the question and call upon the members to vote by rising in their places, and they shall remain standing until counted, and the result again shall be announced.

(4) The method of voting by ballot shall be as customary. The President shall appoint one or more tellers, or direct the Messengers to collect the ballots, which shall be counted by the Clerk. On motion, the Senate may vote upon any question by ballot.

(5) Whenever one-fifth of the members present shall request, the Clerk shall call the roll of the members of the Senate. Each member, when called, shall vote in a clear loud voice, "Aye," if voting in the affirmative, or "No," if voting in the negative. The Clerk shall record each vote and such record shall become a part of the Journal of the Senate. The President shall announce the results as above set forth.

(6) With the unanimous consent of the Senate, the President may direct the Clerk to record an "Aye" vote for each member of the Senate. If there is no objection, the Clerk shall so record the vote. If there is objection, the President shall ask for the names of the members voting "No" and order the Clerk to record no votes for them.

Rule 71. Voting: Rights of Members

(1) No member, on any account, shall refrain from voting unless excused by the President. A member may vote "Kanalua" the first time the member's name is called by the Clerk on any vote, but if the member votes "Kanalua" on the next call of the member's name, the member's vote shall be recorded as "Aye."

(2) The President may excuse a member who has a monetary interest in the question, or whose right to a seat in the Senate will be affected by the question, or whose official conduct is involved in the question. If a member thinks there may be a personal interest in the question, the member shall rise and disclose the interest to the President. The President then shall Rule whether the member has a conflict of interest. If so, the member shall be excused from voting.

(3) Whenever the Ayes and Noes are called, no one, without unanimous consent, shall be permitted to explain a vote.

(4) After the announcement by the President of the result, no one shall be allowed to vote or to change a vote.

PART IX. DECORUM; DISCLOSURES; PEER REVIEW; PUNISHMENT

Rule 72. Misconduct; Procedure; Peer Review

No member of the Senate shall be subject to a charge for misconduct, disorderly behavior, or neglect of duty unless the person making the charge shall have first given notice of the charge to the President and to the member being charged.

Upon receipt of the charge, the President shall attempt to resolve the matter in an administrative proceeding. If the matter cannot be resolved administratively, the President may appoint a Special Committee to be chaired by the Vice-President or such other member as the President may designate to investigate, hear and report upon the conduct of the member charged for misconduct, disorderly behavior or neglect of duty. Any member so charged shall be informed in writing of the specific charge or charges made against the member and have opportunity to present evidence and be heard in the member's own defense before the Special Committee. Following its investigation and hearing, the Special Committee shall file its report with the President setting forth its findings and recommendations.

If the committee recommends dismissal of the charge or charges, the President may dismiss the charges without further hearing, or the President may present the report of the committee to the Senate for its consideration. The Senate, by a majority vote, may dismiss the charge or charges against the member without a hearing.

If there is no dismissal of the charge or charges, or if the committee recommends censure, suspension or expulsion, the President shall present the report of the committee to the Senate for its consideration and decision. The member who is charged, shall be informed in writing of the presentation of the charge or charges of the committee report to the Senate and be given an opportunity to be heard in the member's own defense. The Senate, by a majority vote, may dismiss the charge or charges without a hearing, or with notice and an opportunity to be heard in the member's own defense, censure a member or, upon a two-thirds vote of all the members of the Senate, suspend or expel a member.

At any stage of the charge against a member, the member shall have a right to be represented by a person or persons of the member's own choosing.

Rule 73. Decorum: Transgression of Rules

If any member transgresses the rules of the Senate, the President, or any member, may call such member to order, and, when so called to order, the member immediately shall sit down. The President then shall decide the question of order without debate, subject to an appeal to the Senate.

The President may call for the sense of the Senate on any question of order.

Rule 74. Decorum: Address

When any member is about to speak, such member shall rise from the member's seat and address all remarks to the President. While speaking, the member shall confine all remarks to the question under debate, shall refer to other Senators by title only (e.g., "Senator from the _____ District"; "The Chair of the Committee on _____"; "The Majority Leader,") and not by name and shall avoid personalities.

Rule 75. Decorum: Person Called to Order While Speaking

Whenever any person shall be called to order while speaking, such person shall be deemed to be in possession of the floor when the question of order is decided and may proceed with the matter under discussion.

Rule 76. Decorum: Presence in Senate

No person shall sit at the desk of the President or Clerk, except by permission of the President, nor shall any person, other than a member, officer or permitted employee or person, sit in the main Senate floor area during any of the sessions of the Senate.

Rule 77. Decorum: Conduct in Session

When the President is putting any question or addressing the Senate, no one shall walk out of the room or across the floor. When a member is speaking, no one shall entertain a private discourse, nor shall anyone pass between the member speaking and the Chair.

Rule 78. Decorum: Disorderly Conduct in Session

If, during any session of the Senate, any member should behave in a disorderly manner the President shall order the member to be seated and preserve the peace. If such member then shall persist in disorderly conduct, the President shall order the Sergeant-at-Arms to remove the member from the Senate and the member shall not be permitted to take a seat during the remainder of that day's session, except upon satisfactory pledge given to the Senate for future good behavior.

For the punishment of any person not a member, the provisions of Article III, Section 18 of the Constitution shall govern.

Rule 79. Decorum: Recording of Debate Called to Order

If any Senator is called to order for words spoken in debate, upon the member's demand or on that of any other Senator, the words objected to shall be taken down in writing and noted by the Clerk, and, if required, shall be read for the information of the Senate.

Rule 80. Decorum: Smoking

No member or other officer shall smoke within the Senate Chamber during any of the meetings of the Senate.

Rule 81. Decorum: Solicitation Prohibited

An officer or employee of the Senate shall not solicit subscriptions, for any purpose, from any other officer or employee thereof, nor from any Senator. Nor shall any person be permitted to solicit or receive subscriptions or contributions for any purpose on the floor or in the lobby of the Senate or in any Senate office.

Rule 82. Disclosures

Each member shall file with the Ethics Commission of the State of Hawaii, a disclosure of the member's private financial interests, as prescribed by law. Each member shall file with the Ethics Commission any change in such financial interests.

If a legislative matter which affects a member's interests arises before the member has made a disclosure to the Ethics Commission, the member shall disclose orally such interest to the Senate before voting. The member then shall immediately make the written disclosure required by law and the Rules of the Senate.

Any member who has filed a disclosure as required by this Rule need not make a further oral disclosure on the Senate floor of any interest so filed.

Rule 83. Violating Confidence

If any matter covered in Rule 35 or 36 shall be disclosed by any Senator, the Senator shall be liable to censure, or, by a two-thirds vote, to suspension or expulsion from the Senate. If an officer or other person authorized to hear such matter shall disclose the matter, such officer shall be dismissed and such other person shall be liable to punishment for contempt comparable to the punishment provided for by Article III, Section 18 of the Constitution and in the manner as therein prescribed.

PART X. QUESTIONS TO STATE OFFICERS**Rule 84. Questions to State Officers**

Any member of the Senate may ask any question of any state officer relating to the officer's respective department by reducing such questions to writing, over the member's signature, reading the same before the Senate, and furnishing the officer with a copy of such written question. Any officer questioned shall reply to such question upon the following day, unless the Senate shall grant a definite extension of time for replying.

PART XI. AMENDMENT, SUSPENSION AND INTERPRETATION OF RULES**Rule 85. Amendments; Suspension; Violations**

(1) No rule of the Senate shall be amended or rescinded nor shall any new rule be adopted, without one day's notice of such change. Any such action shall require a majority vote of the members of the Senate.

(2) Any rule may be suspended for a particular purpose upon a majority vote of the members of the Senate.

(3) Any violation of these Rules shall be referred to the President for appropriate action.

Rule 86. Parliamentary Procedure

Mason's Manual of Legislative Procedures, 2000 edition, where not inconsistent with the Rules and practices of the Senate, shall govern.

**21st STATE LEGISLATURE
JOINT SENATE-HOUSE
2001 COMMITTEES ON CONFERENCE PROCEDURES**

The Senate and the House have agreed to the following special procedures for all 2001 Regular Session Committees on Conference meetings. Within these procedures:

"Chairs" refer to all of the designated co-chairs of a Conference Committee;

"Conference Committee" refers to the conference of the House Committee and the Senate Committee assigned by their respective chamber to resolve the differences between the House and the Senate over a particular bill or resolution; and

"Managers" refer to all members of the House and Senate assigned to a Conference Committee.

1. **Conference Committee Scope and Amendments**

The authority of the Conference Committee shall be limited to resolving differences between the Senate and House drafts of a bill or resolution. Accordingly:

- a. With the exception of the Executive Budget and the Judiciary Budget, a Conference Committee shall not amend a bill or resolution by inserting into the bill or resolution any unrelated or new subject matter.
- b. To assure the integrity of individual bills, the merging of two or more distinct but related bills into one encompassing bill shall not be allowed.

2. Conference Committee Meeting Times

Conference Committee deliberations shall take place only between the hours of 8:00 a.m. and 12:00 midnight.

3. Initial Public Meeting Notice

The signatures of the Conference Committee chairs of both the House and Senate shall be obtained before the notice of an initial meeting is posted or distributed. Prior to offering the initial meeting notice for signatures, the chairs shall consult with one another on the information to be included in the notice.

Conference Committee chairs shall provide at least 24 hours public notice of the first meeting of the Conference Committee, and are strongly encouraged to provide more than 24 hours notice if at all possible.

4. Notice of Subsequent Meetings

- a. If agreement is not reached at a duly noticed meeting, but the chairs agree to meet again before midnight on the same day, the chairs should announce the time at which the Conference Committee will reconvene. Written notice of the reconvening of the Conference Committee on the same day is not required to be distributed. However, written notice containing information on the subsequent meeting must be provided to the Chief Clerks of both houses and posted, as soon as possible, adjacent to the door of the assigned conference room.
- b. If agreement is not reached at a duly noticed meeting and the chairs agree to meet on another day, the chairs shall publicly announce the date(s) and time(s) of the subsequent meeting(s), post written notice, signed by the Conference Committee chairs, adjacent to the door of the assigned conference room, and submit copies of the written notice to the Chief Clerks of both houses.
- c. If agreement is not reached at a duly noticed meeting and the date(s) and time(s) of future meetings are not publicly announced at that noticed meeting, then chairs must ensure that written notice, signed by the chairs, are posted and distributed at least 24 hours in advance of the next meeting of the Conference Committee.

5. Conference Room Notice

Notices of Conference Committee meetings shall be posted adjacent to the door of the assigned conference room and updated periodically to advise the public of the items for which the Conference Committee has concluded its work and those items still remaining in conference.

6. Conference Discussion

Except as authorized by the respective Conference Committee chairs, only the respective Conference Committee chairs may speak during conference. All other managers or other authorized persons must be recognized by their respective chairs before speaking on any issue.

7. Decorum in Conference Committee Meetings and Courtesy to the Public and to the Managers

- a. Conference Committee managers shall respect the differing views of other managers and conduct themselves in a courteous manner.
- b. Conference Committee chairs shall ensure that meetings convene and reconvene at scheduled times. If none of the chairs of one of the Committees are present within 15 minutes of the scheduled meeting time, the chairs of the other Committee in Conference shall have the names of the absent chairs paged through the State Capitol public address system. If none of the absent chairs are present within 30 minutes of the scheduled meeting time, the chairs present shall inform the members of the public present that the Conference Committee cannot be reconvened, and that, pursuant to 4c of these Conference Committee Procedures, 24-hour notification will be provided for a subsequent meeting of the Conference Committee.

8. Decision-making Meetings

The decision-making meeting of a Conference Committee shall comply with the following open meeting provisions:

- a. A quorum of the Conference Committee shall be present for the decision-making meeting. A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers and shall include the chairs of the Conference Committee.

- b. To report a measure out of Conference Committee in amended form (CD), all chairs and a majority of the quorum of House Committee managers and a majority of the quorum of Senate Committee managers must vote in favor of the proposed amendments.
- c. The lead chair (or the lead chair's designee) representing their respective chamber shall call the roll and be the recorder of the quorum and the votes on that measure for that chamber. (Draft sample attached).
- d. If, after naming a Conference Committee on a measure, the Conference Committee managers representing the chamber from which a measure originated agrees to the amendments made by the non-initiating chamber, only a quorum of those representing the originating chamber shall vote on the agreement at a duly noticed meeting. For example, if after naming a Conference Committee on a House measure, the House managers of the Conference Committee decide to agree to the amendments in the Senate draft (SD) of the measure, then only the House managers of the Conference Committee will vote on the measure, returning it to the House in its SD form. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the originating chamber shall be filed with the appropriate chamber without a Conference Committee Report.

9. Conference Committee Reports

- a. The House and Senate chairs of a Conference Committee shall attest to the action of the Conference Committee by signing the Conference Committee report on behalf of their respective managers. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the Conference Committee shall be attached to the report as a part thereof.
- b. All House measures reported out of Conference Committee shall be filed with the House Clerk and likewise all Senate measures shall be filed with the Senate Clerk. A document filed in the originating chamber shall be deemed simultaneously filed in the other chamber. Only one original and one copy shall be required for filing of Conference Committee reports.

10. Decision-making Deadlines

On the deadline nights for Final Decking of both non-fiscal and fiscal bills:

- a. Conference Committees shall conclude their negotiations by 6:00 p.m. to allow adequate time for final preparation of the bills and committee reports.
- b. To provide all Conference Committee chairs with ample opportunity to review and sign the Committee reports before filing, all Conference Committee reports shall be available for review and signature by 9:00 p.m.
- c. All Conference Committee reports shall be filed with the respective Clerk's office by 11:30 p.m.

11. Electronic Transfer

Should a Conference Committee for which the vehicle is a Senate bill decide to use a proposal drafted by the House, the House Chair shall have the House proposal electronically transferred to the appropriate Senate office so that the Conference Draft can be prepared. The converse shall apply to House bills with proposals drafted by the Senate that the Conference Committee agrees to.

12. Exceptions to these Procedures

Exceptions to these deadlines and other procedures may be made only with the advance written approval of both the Senate President and the House Speaker.

/s/ Robert Bunda
Senator Robert Bunda
President

APR 12 2001
Date

/s/ Calvin K.Y. Say
Representative Calvin K.Y. Say
Speaker

APR 12 2001
Date